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# Results-based Plan Briefing Book 2009/10

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Ministry of the Attorney General

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# Part 1: Results-based Plan 2009/10

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Ministry of the Attorney General

## PART I: PUBLISHED RESULTS-BASED PLAN 2009-10

### MINISTRY OVERVIEW

The Ministry of the Attorney General is responsible for providing a fair and accessible justice system that reflects the needs of diverse communities across the province. The ministry employs approximately 8,100 staff who provide services in criminal, civil, family and small claims courts, the prosecution of crime, services to victims, support of vulnerable people and legal services to Government.

The ministry is guided by four key strategies that support the government priority of Justice and the commitment, "Keeping Families Feeling Safe and Secure." They are:

#### **Improve the Effectiveness of the Criminal Justice System**

The ministry helps protect community, family and personal safety through the effective prosecution of offences. The ministry employs over 1,000 Crown attorneys for that purpose.

The criminal justice system receives almost 600,000 new criminal charges each year. The ministry is determined to improve the effectiveness of the criminal justice system and has implemented initiatives to reduce delay in Ontario's criminal courts and move major criminal cases through the justice system faster and more effectively.

On June 3, 2008, the Attorney General announced the Justice on Target strategy. The strategy seeks to achieve faster focused justice by reducing by 30 per cent, the provincial average of length of time and number of court appearances needed to complete a criminal case.

The ministry continues to support and work with Legal Aid Ontario as it provides high-quality legal services to low-income Ontarians.

As part of Ontario's new approach to Aboriginal Affairs, the province supports a variety of programs that help Aboriginal people take responsibility for the administration of justice in their communities.

#### **Better Protect Ontario's Children**

The ministry delivers or supports special services for Ontario's children, including legal representation of children through the Office of the Children's Lawyer and the Supervised Access Program for families with custody and access issues.

#### **Protect the Interests of the Most Vulnerable**

The ministry provides and supports a wide array of services for vulnerable people through community, agency and court-based initiatives, including decision-making by the Office of the Public Guardian and Trustee for mentally incapable people with no one else to act on their behalf.

The Bail Verification and Supervision Program enables people accused of criminal offences who are not a threat to the community, but do not have the resources to meet bail conditions, to be released from pre-trial custody.

The ministry is responsible for the Ontario Human Rights Code and for the arm's-length agencies that administer the Code. Ontario's human rights system is made up of the Human Rights Tribunal of Ontario, the Ontario Human Rights Commission and the new Human Rights Legal Support Centre.

The ministry provides support services for victims of crime through initiatives such as the Victim/Witness Assistance Program and Community Victims Services. As an advisory agency, the Office for Victims of Crime works to strengthen victims' services by consulting with victims and advising government on ways to improve services to victims. The Criminal Injuries Compensation Board awards compensation to victims of crime committed under certain Criminal Code offences.

### **Deliver a Modern and Efficient Court System**

The ministry is responsible for administering criminal, civil, family and small claims courts. In these courts, ministry employees provide courtroom and administrative support, maintain records, enforce civil orders, collect fines and fees and give information to the public. The ministry also works with the judiciary and justice partners on measures to improve access to justice.

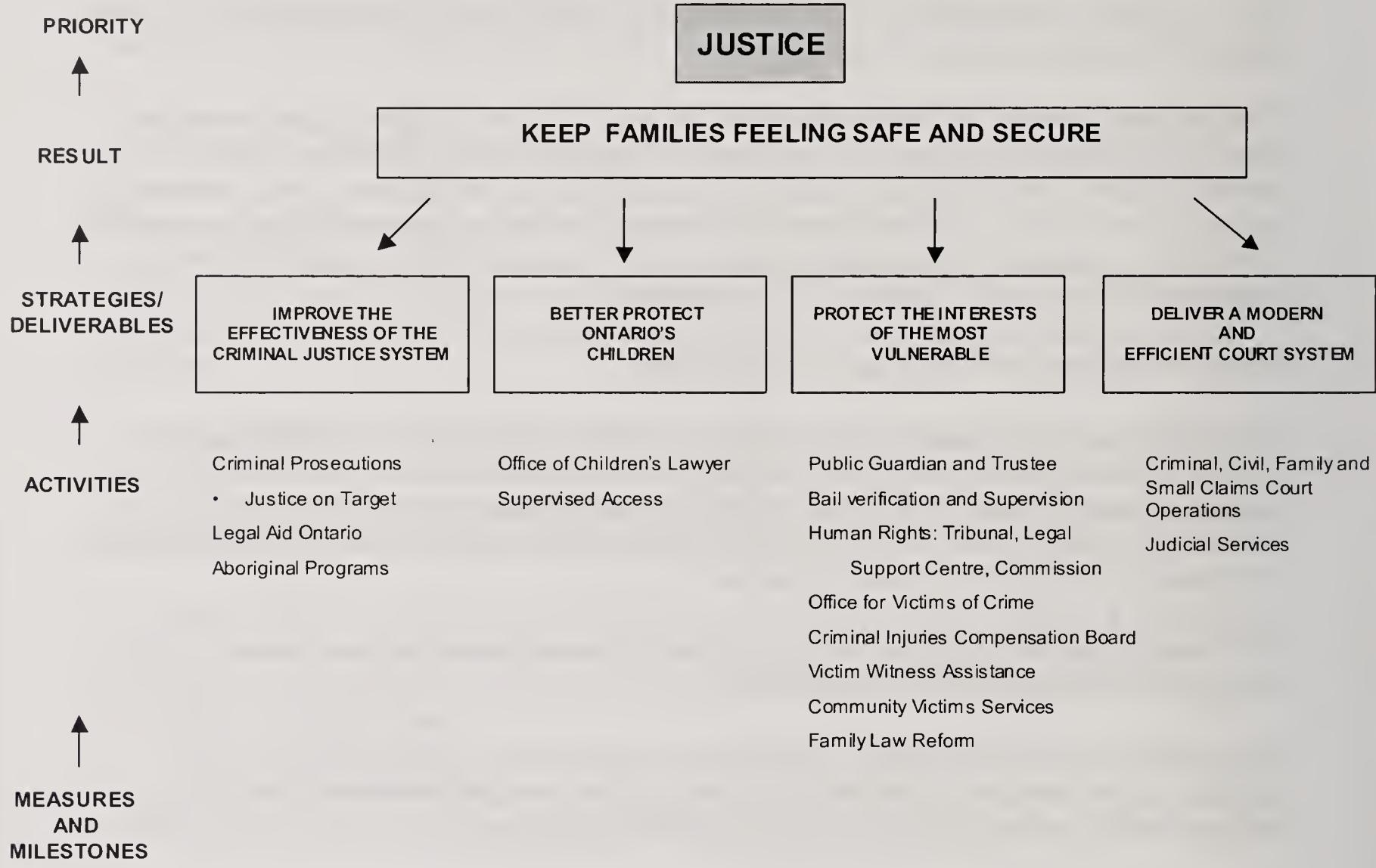
Additionally, the ministry is guided by a strategy that supports the government commitment, "Serving the Public Interest."

The ministry supports the role of the Attorney General as Chief Law Officer of the Crown. It provides the government with expert legal services, advocacy and representation before tribunals and at all levels of the court.

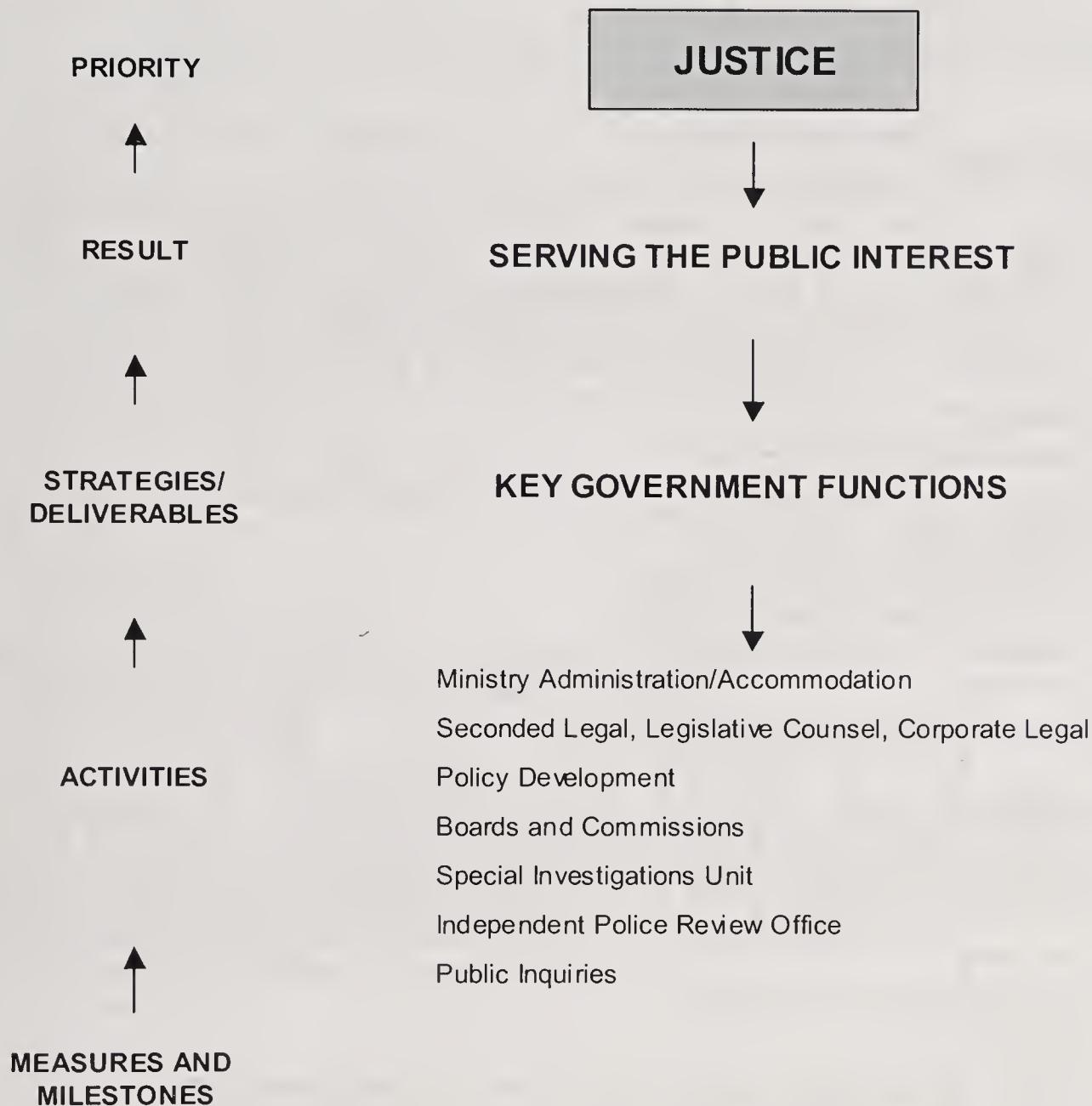
The ministry also maintains public accountability for the administration of:

- The Special Investigations Unit
- Independent Police Review Office
- Public Inquiries
- The Assessment Review Board
- The Ontario Municipal Board
- The Board of Negotiation
- The Environmental Review Tribunal
- The Conservation Review Board.

## MINISTRY OF THE ATTORNEY GENERAL PRIORITY: Justice



# MINISTRY OF THE ATTORNEY GENERAL PRIORITY: Justice



# ORGANIZATION CHART

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Exec. Legal Officer,  
O.C.J. Superior Court

Chris Walpole  
Director Court Business Solutions

Dotted box denotes positions which provide service to Justice Cluster.  
\* Justice Technology Services provides support to MAG and MCSCS but reports organizationally through MCSCS.

April 2009

## MINISTRY LEGISLATION

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### ADMINISTRATION OF JUSTICE

Administration of Justice Act  
Age of Majority and Accountability Act  
Arbitration Act, 1991  
Assessment Review Board Act  
Bail Act  
Blind Persons' Rights Act  
Class Proceedings Act, 1992  
Commissioners for Taking Affidavits Act  
Compensation for Victims of Crime Act  
Courts of Justice Act  
Crown Witnesses Act  
Dog Owners' Liability Act  
Environmental Review Tribunal Act, 2000  
Evidence Act  
Execution Act  
Fines and Forfeitures Act  
Habeas Corpus Act  
Hospitals and Charitable Institutions  
Human Rights Code  
Judicial Review Procedure Act  
Juries Act  
Justices of the Peace Act  
Legal Aid Services Act, 1998  
Legislation Act, 2006  
Limitations Act, 2002  
Negligence Act  
Notaries Act  
Ontario Heritage Act, Part III  
Ontario Municipal Board Act  
Police Services Act (s.113)  
Provincial Offences Act  
Public Inquiries Act  
Real Property Limitations Act  
Rescuing Children from Sexual Exploitation Act 2002 (Parts III and IV) (not in force)  
Safe Streets Act, 1999  
Statutory Powers Procedure Act  
Victims Bill of Rights, 1995

### FAMILY LAW

Children's Law Reform Act  
Domestic Violence Protection Act, 2000 (Not in force)  
Family Law Act  
Parental Responsibility Act, 2000

### INTER-JURISDICTIONAL

Enforcement of Judgment Conventions Act, 1999  
International Commercial Arbitration Act  
Inter-Provincial Summons Act  
Interjurisdictional Support Orders Act  
International Interests in Mobile Equipment Act (Aircraft Equipment), 2002 (not in force)  
Reciprocal Enforcement of Judgments Act  
Reciprocal Enforcement of Judgments (UK) Act  
Settlement of International Investment Disputes Act, 1999 (not in force)  
Trans-boundary Pollution Reciprocal Access Act

### PROPERTY STATUTES

Accumulations Act  
Aliens' Real Property Act  
Conveyancing and Law of Property Act  
Disorderly Houses Act  
Escheats Act  
Expropriations Act  
Fraudulent Conveyances Act  
Mortgages Act  
Occupiers' Liability Act  
Partition Act  
Property and Civil Rights Act  
Religious Organizations' Lands Act  
Short Forms of Leases Act  
Trespass to Property Act

**BUSINESS REGULATION**

Absconding Debtors Act  
Bulk Sales Act  
Business Records Protection Act  
Charitable Gifts Act  
Charities Accounting Act  
Construction Lien Act  
Costs of Distress Act  
Creditors' Relief Act  
Electronic Commerce Act, 2000  
Employers and Employees Act  
Frustrated Contracts Act  
International Sale of Goods Act  
Mercantile Law Amendment Act  
Pawnbrokers Act  
Sale of Goods Act  
Statute of Frauds  
Ticket Speculation Act  
Unconscionable Transactions Relief Act  
Vendors and Purchasers Act  
Wages Act  
Warehouse Receipts Act

**PROFESSIONAL REGULATION**

Architects Act  
Barristers Act  
Law Society Act  
Professional Engineers Act  
Public Accounting Act, 2004  
Solicitors Act

**CROWN DUTIES/IMMUNITY**

Crown Agency Act  
Crown Attorneys Act  
Ministry of the Attorney General Act  
Ombudsman Act  
Proceedings Against the Crown Act  
Public Authorities Protection Act  
Public Officers Act

**ESTATES**

Absentees Act  
Crown Administration of Estates Act  
Declarations of Death Act, 2002  
Estates Act  
Estates Administration Act  
Perpetuities Act  
Powers of Attorney Act  
Public Guardian and Trustee Act  
Settled Estates Act  
Substitute Decisions Act, 1992  
Succession Law Reform Act  
Trustee Act  
Variation of Trusts Act

**OTHER**

Civil Remedies Act, 2001  
Donation of Food Act  
Executive Council Act  
Good Samaritan Act  
Libel and Slander Act  
Lieutenant Governor Act  
Members' Integrity Act  
Ontario Association of Former  
Parliamentarians Act  
Prohibiting Profiting from Recounting  
Crimes Act, 2002  
Revised Statutes Confirmation and  
Corrections Act  
Religious Freedom Act  
Time Act

**DEMOCRACY STATUTES**

Election Act  
Election Finances Act  
Electoral System Referendum Act, 2007  
Representation Act  
Legislative Assembly Act

**DORMANT ACTS**

Ontario Law Reform Commission Act

**AGENCIES BOARDS AND COMMISSIONS REPORTING TO THE MINISTRY**

Description	Accrual 2009/10 Estimates		2008/09 Interim Actual	
	Expenditure	Revenue	Expenditure	Revenue
	\$	\$	\$	\$
Assessment Review Board	8,855,800	2,400,000	8,309,500	2,215,429
Criminal Injuries Compensation Board	55,297,400		43,458,000	19,458,300
Ontario Municipal Board	7,735,400	302,500	7,834,600	237,416
Ontario Human Rights Commission	5,989,800		13,745,200	
Human Rights Tribunal of Ontario	11,116,700		8,506,700	
Human Rights Legal Support Centre	5,282,400		4,282,600	
Public Inquiries	-		15,376,500	
Legal Aid Ontario	287,781,100	50,438,223	285,811,100	50,012,092

*Interim Actuals reflect the numbers presented in the Ontario Budget*

**MINISTRY FINANCIAL INFORMATION**
**Table 1: Ministry Planned Expenditures 2009-10**

<b>Ministry Planned Expenditures (\$) 2009/10</b>	
OPERATING EXPENSE	1,388,213,614
CAPITAL EXPENSE	188,338,400
<b>Total</b>	<b>1,576,552,014</b>

**Table 2: Operating and Capital Summary by Vote 2009-10**

Vote	Estimates 2009-10 \$	Change from 2008-09 Estimates		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
<b>OPERATING AND CAPITAL EXPENSE</b>						
Ministry Administration	196,415,500	(12,741,900)	(6.1)	209,157,400	204,283,600	202,598,438
Prosecuting Crime	264,701,200	13,687,700	5.5	251,013,500	256,646,700	231,188,911
Family Justice Services	374,315,400	3,872,000	1.0	370,443,400	371,428,300	364,095,356
Legal Services	67,109,100	(15,848,700)	(19.1)	82,957,800	88,614,200	78,268,373
Court Services	536,480,600	26,713,800	5.2	509,766,800	558,791,700	472,051,097
Victim Services	132,727,200	29,651,700	28.8	103,075,500	113,393,500	206,845,980
<b>Total Including Special Warrants</b>	<b>1,571,749,000</b>	<b>45,334,600</b>	<b>3.0</b>	<b>1,526,414,400</b>	<b>1,593,158,000</b>	<b>1,555,048,155</b>
<b>Less: Special Warrants</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total Operating and Capital Expense to be Voted</b>	<b>1,571,749,000</b>	<b>45,334,600</b>	<b>3.0</b>	<b>1,526,414,400</b>	<b>1,593,158,000</b>	<b>1,555,048,155</b>
Special Warrants	-	-	-	-	-	-
Statutory Appropriations	4,803,014	37,000	0.8	4,766,014	22,764,100	44,213,026
<b>Ministry Total Operating and Capital Expense</b>	<b>1,576,552,014</b>	<b>45,371,600</b>	<b>3.0</b>	<b>1,531,180,414</b>	<b>1,615,922,100</b>	<b>1,599,261,181</b>
Consolidation & Other Adjustments	74,244,000	7,927,000	12.0	66,317,000	66,317,000	48,955,400
<b>Total Including Consolidation &amp; Other Adjustments</b>	<b>1,650,796,014</b>	<b>53,298,600</b>	<b>3.3</b>	<b>1,597,497,414</b>	<b>1,682,239,100</b>	<b>1,648,216,581</b>

Vote	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
<b>OPERATING AND CAPITAL ASSETS</b>						
Family Justice Services	267,000	(232,000)	(46.5)	499,000	-	-
Prosecuting Crime	212,000	212,000	-	-	-	-
Court Services	311,000	311,000	-	-	-	-
<b>Total Operating and Capital Assets To Be Voted</b>	<b>790,000</b>	<b>291,000</b>	<b>58.3</b>	<b>499,000</b>	<b>-</b>	<b>-</b>

## MINISTRY RESULTS-BASED PLAN 2009-10

Through its Results-Based Plan, the Ministry of the Attorney General is committed to meeting the government's Justice priority by "Keeping Families Feeling Safe and Secure" and by "Serving the Public Interest".

### **Keeping Families Feeling Safe and Secure**

The government has committed to the result, "Keeping Families Feeling Safe and Secure". To achieve this, the ministry has established four strategies with a number of related objectives for 2009 -10.

#### **Improve the Effectiveness of the Criminal Justice System**

The ministry works to protect community, family and personal safety through the prosecution of offences in all criminal matters and all criminal appeals before all levels of courts in the province. The ministry employs over 1,000 Crown attorneys for that purpose. The ministry is working to improve the effective functioning of the criminal justice system, which receives almost 600,000 new criminal charges per year.

#### **Justice on Target**

Justice on Target and resulting initiatives are the ministry's strategy to fulfill its commitment to improve the effectiveness of the criminal justice system, and to protect public confidence in the administration of justice.

On June 3, 2008, the Attorney General announced the Justice on Target strategy. The strategy seeks to achieve faster focused justice by reducing by 30 per cent, the provincial average of length of time and number of court appearances needed to complete a criminal case. The ministry is also making criminal case statistics dating back to 2000 publicly available on the Justice on Target website.

The province has announced that it plans to meet its target by Spring 2012.

In 2008-09, Justice on Target implementation teams were named at three action sites that were chosen to participate in Phase 1 of the strategy. Two initiatives designed to reduce delay, Dedicated Prosecution and On-site Legal Aid, were also expanded.

The government created the Exit Point Taskforce, made up of specialized senior Crown prosecutors, to step up the fight against repeat violent crime. The Taskforce Crowns advise police and Crown prosecutors on issues including bail, sentencing and post-sentence – the main "exit points" of the justice system.

Throughout 2009-10, the ministry will work with justice participants to develop, test, implement and share additional initiatives designed to reach the target by 2012.

In 2008 the Attorney General appointed 12 judges to the Ontario Court of Justice and six Justices of the Peace.

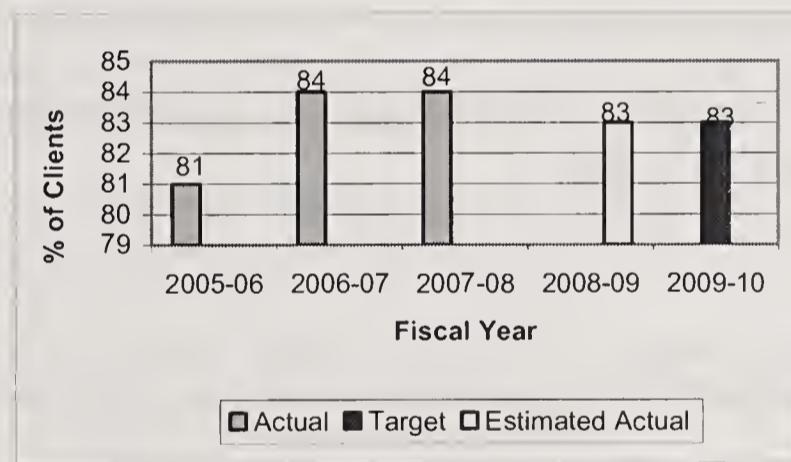
### Bail Verification and Supervision Program

The Bail Verification and Supervision Program enables the release from pre-trial custody of people accused of criminal offences who are not a threat to the community, and do not have the finances or social ties to meet bail conditions. The program provides verified information to the Crown attorney and the court, so they can make bail decisions. The program also provides supervision for released accused while they are in the community awaiting trial.

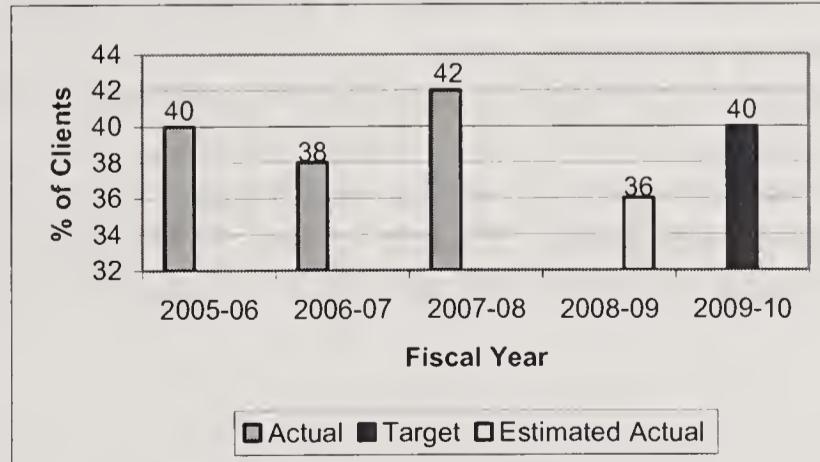
The program supports the reduction of delays in the criminal court as a cost-effective alternative to remand, by enabling the release of people who otherwise would be detained because they do not have the financial means or social ties. The program ensures the attendance of accused at court dates, reducing adjournments caused by failures to appear and thereby contributing to backlog reduction in the criminal courts.

Some key measures that demonstrate the program's performance are:

- Percentage of **Bail Verification and Supervision** clients who attend all of their court appearances



- Percentage of **Bail Verification and Supervision** clients found not guilty or all charges withdrawn at trial



### Legal Aid Ontario

Legal Aid Ontario (LAO), an independent agency funded largely by the Province of Ontario, is responsible for the delivery of legal aid services to low-income Ontarians.

The government's 2007 budget increased LAO's funding by \$51 million over three years. This includes \$19 million in 2009-10. This represents an increase in LAO's annual funding from the provincial government by 19 per cent from \$199.3 million in 2002-03 to \$237.2 million by 2009-10.

In July 2008, Ontario released the Legal Aid Review report written by Professor Trebilcock. The province will use this report to assist in ongoing efforts to improve Ontario's justice system and create greater access to justice for all Ontarians.

The ministry and LAO have developed a new protocol to ensure the effective use of public funds in court-ordered, government-funded criminal defences.

The expertise of Legal Aid Ontario's board has been expanded with the appointment of new members with backgrounds in financial analysis and audit.

The ministry will continue to work with Legal Aid Ontario to put legal aid application offices in Ontario courthouses and to develop a new, simplified online application process for quick, one-stop legal aid applications.

Legal Aid Ontario is embarking on a modernization program that will allow it to contribute to and benefit from Justice on Target.

### Aboriginal Programs

As part of Ontario's New Approach to Aboriginal Affairs, the province supports a variety of programs that help Aboriginal people take responsibility for the administration of justice in their communities.

The province remains committed to working with the Aboriginal community to develop an Aboriginal Justice Strategy to address the overrepresentation of Aboriginal people in the criminal justice system. Ontario currently funds 11 Aboriginal community justice programs in 23 communities across the province, to allow local communities to offer culturally appropriate ways to help Aboriginal people deal with the criminal justice system.

In August 2008, Ontario announced a \$2 million Aboriginal Victims Support Grant Program to help fund community based projects to help First Nations, Métis and Inuit victims of crime. Grant recipients will be announced in the spring of 2009.

## Mental Health Issues

In 2009-10, the ministry will build on existing mental health court initiatives and improve the scheduling process to speed up the flow of cases through these courts.

The Ministry of the Attorney General will also work together with other ministries to help redirect people with mental health issues out of the standard-stream justice system, by increasing the capacity of community assessment programs and establishing ways to better coordinate with existing community programs.

## **Better Protect Ontario's Children**

In 2009-10, the government will continue to move forward family law legislation, introduced in November 2008, that would better protect and support Ontario's children and families in times of family breakdown and distress. This proposed legislation would make it safer for children by requiring more evidence for judges to consider when determining the best interests of the child in custody decisions.

It would require everyone who applies for custody of, or access to a child, to complete a sworn statement, setting out all the information that relates to the child's best interests, including how they propose to care for the child.

Non-parents who apply for custody would also be required to submit a police record check as part of the application process. This is similar to requirements already in place for jobs or volunteer activities that involve direct contact with children.

As well, non-parents who apply for custody would have to provide information to the court about the existence of any Children's Aid Society record, the time frames of the involvement and whether the record is open or closed.

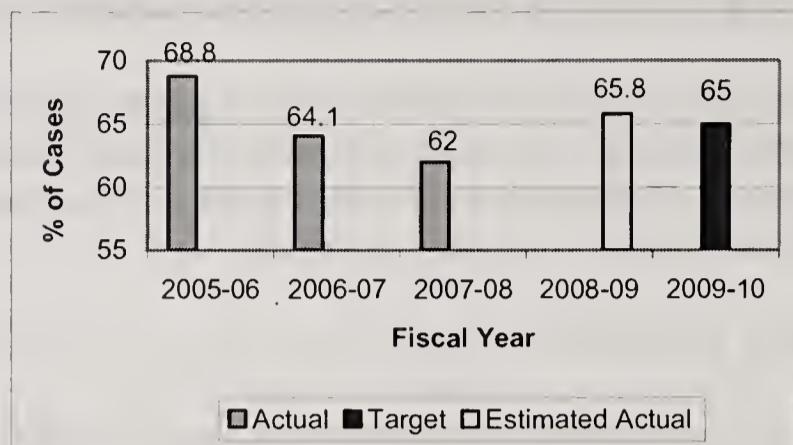
Judges would also have access to information about any other child protection or family law case involving a non-parent in a custody application.

In addition, judges would have new specific powers to control parents' harmful behaviour in custody and access disputes, such as changing the child's school or refusing to release the child's health card.

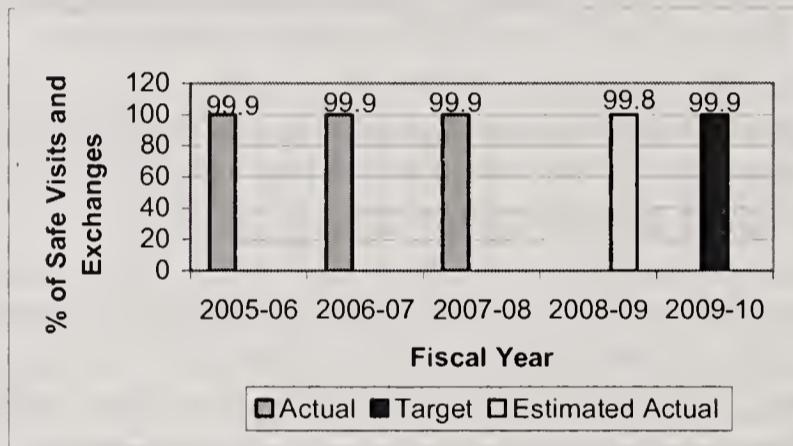
The ministry is committed to protecting Ontario's children with a range of services provided by the Office of the Children's Lawyer and the Supervised Access Program.

Some key measures that demonstrate the performance of these programs are:

- Percentage of custody/access cases involving the **Office of the Children's Lawyer** that are settled without a trial



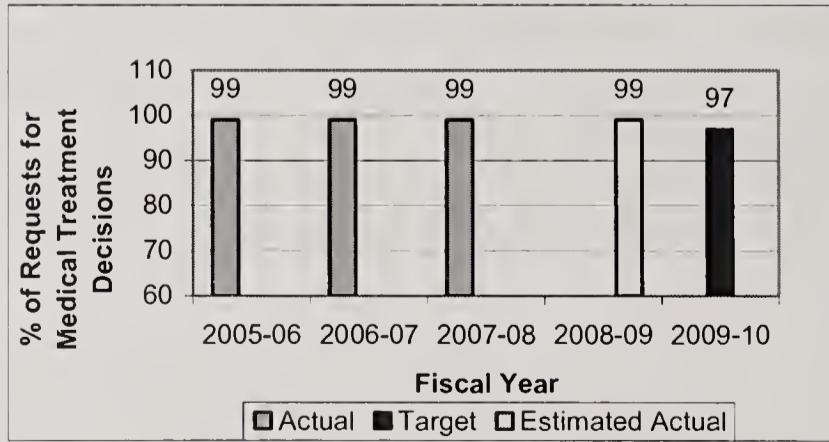
- Percentage of safe visits and exchanges without incident between children and their non-custodial parent in **Supervised Access Centres**



### Protect the Interests of the Most Vulnerable

The ministry provides and supports a wide array of services for vulnerable people through community, agency and court-based initiatives. This includes decision-making by the **Office of the Public Guardian and Trustee** for mentally incapable people with no one else to act on their behalf. A key measure that demonstrates the performance of this program is:

- Percentage of requests for medical treatment decisions for mentally incapable adults responded to within 24 hours by the **Office of the Public Guardian and Trustee**



The ministry is responsible for the Ontario Human Rights Code and for the arm's-length agencies that administer the Code. The new human rights system was launched in June 2008, and consists of the Human Rights Tribunal of Ontario, Ontario Human Rights Commission and the new Human Rights Legal Support Centre. The new system reinforces Ontario's leadership in human rights and addresses systemic discrimination. In 2008-09, the ministry supported the implementation of the new system with \$14.1 million additional, one-time funding, in addition to the annual funding allocated to it. In 2009-10, the ministry will continue to support the human rights system with \$22.4 million in funding.

The ministry is responsible for the administration of the Criminal Injuries Compensation Board (CICB), which awards compensation to victims of crime committed under certain Criminal Code offences. In August, 2008, former Chief Justice Roy McMurtry's report on Financial Assistance for Victims of Violent Crime in Ontario was released.

In his report, Mr. McMurtry noted that Ontario has been, and continues to be, a leader in providing assistance to victims of crime and serves as a model to other Canadian and international jurisdictions.

Ontario is using one-time funding to build on improvements made to victim services, including investing nearly \$115 million of one-time funding in the Criminal Injuries Compensation Board to benefit approximately 9,000 victims of crime and their families.

The ministry will continue to support the CICB as it works to reduce its caseload. The current backlog caseload has been reduced to approximately 2,700 cases from 8,000 cases on April 1, 2008. The backlog is scheduled to be eliminated by December 31, 2009.

In 2008, the Victim/Witness Assistance Program provided services to more than 73,390 people in Ontario. In 2009-10, the program will continue to provide support and information throughout the court process to the most vulnerable victims and witnesses of violent crime, including victims of domestic violence, child abuse, sexual assault, and hate crimes, as well as elderly victims and the families of homicide victims. More than 90 per cent of clients surveyed in 2008 were satisfied with the services they received. The program is available in all 54-court districts across the province.

### Family Law Reform

In addition to helping Ontario's children, the province's proposed family law reform legislation would, if passed, better protect and support families in times of family breakdown and distress by:

- strengthening abuse prevention for women and children by prosecuting breaches of restraining orders as criminal offences and by providing the Court with clear guidance with respect to the test to be applied and the terms to be included;

- developing a plain-language guide for victims about the kinds of protections that can be sought and how to get them;
- eliminating costly battles over the division of pensions by clarifying the law;
- reducing family court battles and helping children receive the support they are entitled to through automatic annual financial disclosure.

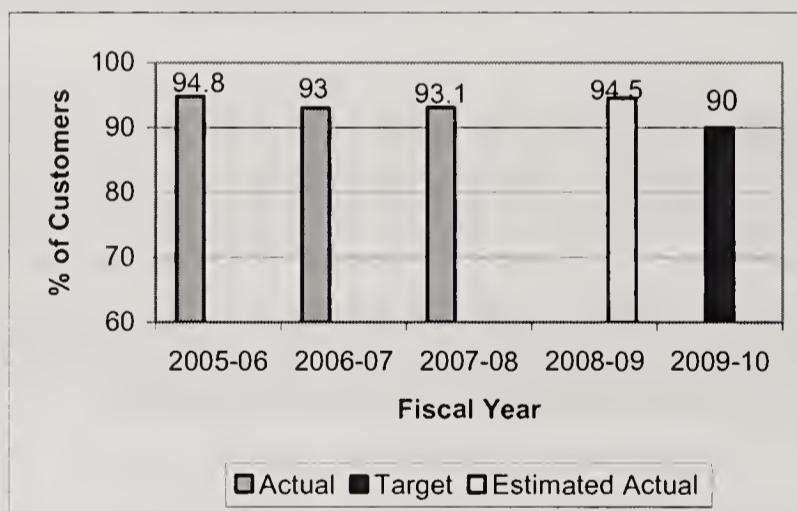
## Deliver a Modern and Efficient Court System

The ministry is responsible for the administration of criminal, family, civil and small claims courts in Ontario. It is committed to providing a modern and professional court service that supports accessible, fair, timely and effective justice. Services include:

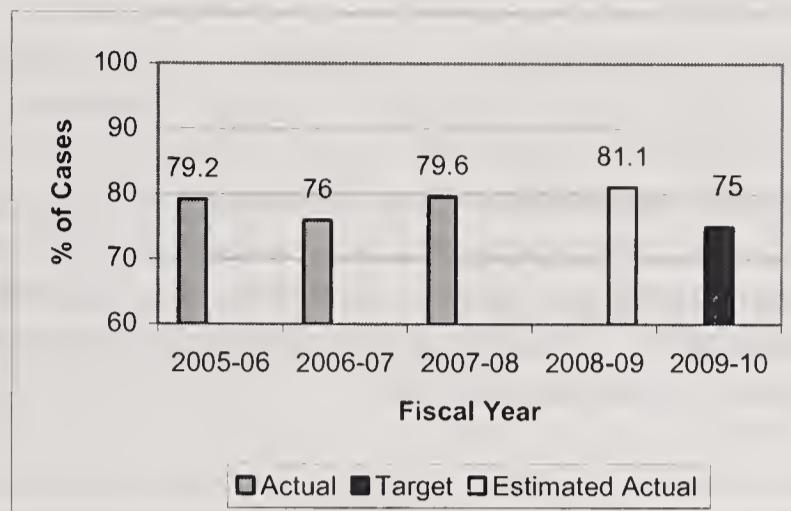
- providing public information at court counters and information centres;
- maintaining court records;
- providing courtroom support for the judiciary;
- managing juries;
- delivering family and civil mediation programs;
- enforcing court orders;
- providing administrative support for the appointment of judges and other judicial officials.

Some key performance measures that show how these services enhance access to justice include:

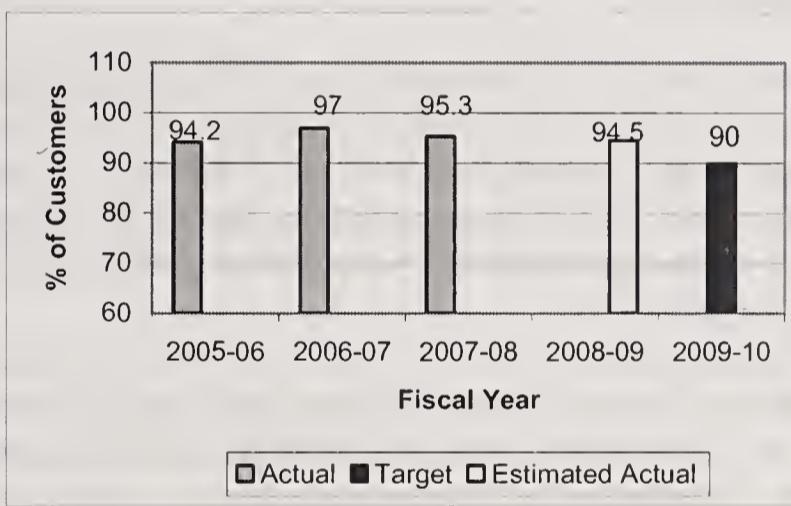
- Percentage of **Civil Court** customers with single filings who were served in less than 20 minutes



- Percentage of cases that proceeded to **Family Mediation** that were fully or partially settled



- Percentage of **Small Claims Court** customers with single filings who were served in less than 20 minutes



In addition to the Justice on Target strategy designed to improve the criminal justice system, and the family law legislation designed to better protect Ontario's families in times of family breakdown, the province also introduced civil justice reforms in 2008.

The new civil justice reforms include 25 significant changes to the rules of Ontario's civil courts that will simplify, speed up, and lower the costs of resolving disputes. The province is also increasing the monetary limit of the Small Claims Court from \$10,000 to \$25,000 effective January 1, 2010. This will provide a faster and more affordable option to Ontarians and businesses that are unable to resolve their own disputes.

The civil law reforms are based on recommendations from the Civil Justice Reform Project, led by former Associate Chief Justice Coulter Osborne, and follow the advice received by the Attorney General from Ontarians on a civil justice tour covering all regions of Ontario.

Ontario is creating a modern, effective and accessible justice system by funding an accelerated new courthouse construction program and investing in existing courthouses.

Construction of the Durham Consolidated Courthouse is well underway and expected to be completed in December 2009. Construction of the new Waterloo Region Consolidated Courthouse is expected to begin in early 2010. Sites have been selected for the Quinte Consolidated Courthouse and the Thunder Bay Consolidated Courthouse. Site selection is underway for a consolidated courthouse that will be built in St. Thomas. In 2008-09, the ministry initiated facility planning studies to determine requirements for the Guelph/Wellington Consolidated Courthouse (completed) and the Kingston Consolidated Courthouse (to be completed in summer 2009).

The ministry continues to work to increase accessibility in Ontario courthouses. In 2009-10, the ministry will launch an Accessibility Coordinator function for all full-time court locations. By the beginning of 2010, the ministry plans to expand this function for all court locations, including satellite and fly-in courts.

### **Serving the Public Interest**

Through its Legal Services Division, the ministry supports the role of the Attorney General as Chief Law Officer of the Crown. It provides the government with expert legal services, advocacy and representation before tribunals and at all levels of court. The percentage of government clients satisfied with services provided by the Legal Services Division was 93 per cent in 2007-08 and is expected to be 93.5 per cent in 2008-09. This satisfaction rate is expected to be similar for 2009-10.

In August 2008, the Attorney General launched Justice Ontario, a new one-stop, easy-to-use website and telephone hotline that gives all Ontarians an entry point for accessing legal resources and basic information on the most common justice-related topics.

### **Special Investigations Unit**

The Special Investigations Unit (SIU) is a civilian law enforcement agency, independent of the police, that investigates circumstances involving police and civilians which have resulted in serious injury, including sexual assault, or death. The Unit reports to the Attorney General, however the SIU's investigations and decisions are also independent of the government.

On September 30, 2008 the Ontario Ombudsman released the results of his investigation into the Special Investigations Unit's operational effectiveness and credibility. In his report, he provided 46 recommendations directed toward the SIU, the Ministry of the Attorney General, and the Government of Ontario.

In response to the report, the Ministry of the Attorney General committed to a number of recommendations, including providing an additional \$700,000 to fund eight new SIU staff, including civilian investigators and community outreach staff.

The ministry will continue to work with the SIU in 2009-10 to further address recommendations.

### Public Inquiries

The Cornwall Public Inquiry into the institutional response to allegations of abuse of young people concluded its activities on February 27, 2009. Headed by Justice Normand Glaude, this inquiry looked into the response of the justice system and other public institutions to the allegations of historical abuse. It also considered processes, services and programs that would encourage community healing and reconciliation. Justice Glaude will submit his final report of the Cornwall Inquiry by July 31, 2009.

In response to the Honourable Mr. Justice Stephen Goudge's report of the public inquiry into the oversight of Ontario's pediatric forensic pathology system, the Ministry of the Attorney General has established a review team for "shaken baby" death cases and a committee to consider issues of compensation related to Dr. Charles Smith's work. They will continue their work in 2009-10.

### Independent Police Review Office

Based on recommendations made by the Honourable Patrick J. LeSage following his extensive study of Ontario's police complaints system, the ministry created the Independent Police Review Office to handle public complaints about the police in Ontario.

In June 2008, Gerry McNeilly was appointed Director of the Independent Police Review Office. He is currently working on implementation of the new police complaints system, which is expected to be operational in 2009.

The ministry is committed to a police complaints system that has the confidence and respect of the public and the police.

In 2009-10, the ministry will continue to support the Independent Police Review Office so that it can meet its facility, IT and human resources needs.

For more information on the Ministry's programs and services, please contact the Ministry of the Attorney General at 1-800-518-7901 or visit [www.attorneygeneral.jus.gov.on.ca](http://www.attorneygeneral.jus.gov.on.ca).

## Part II: 2009/10 Detailed Financials

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Ministry of the Attorney General

## PART II: 2009/10 DETAILED FINANCIALS

### OPERATING AND CAPITAL SUMMARY BY VOTE

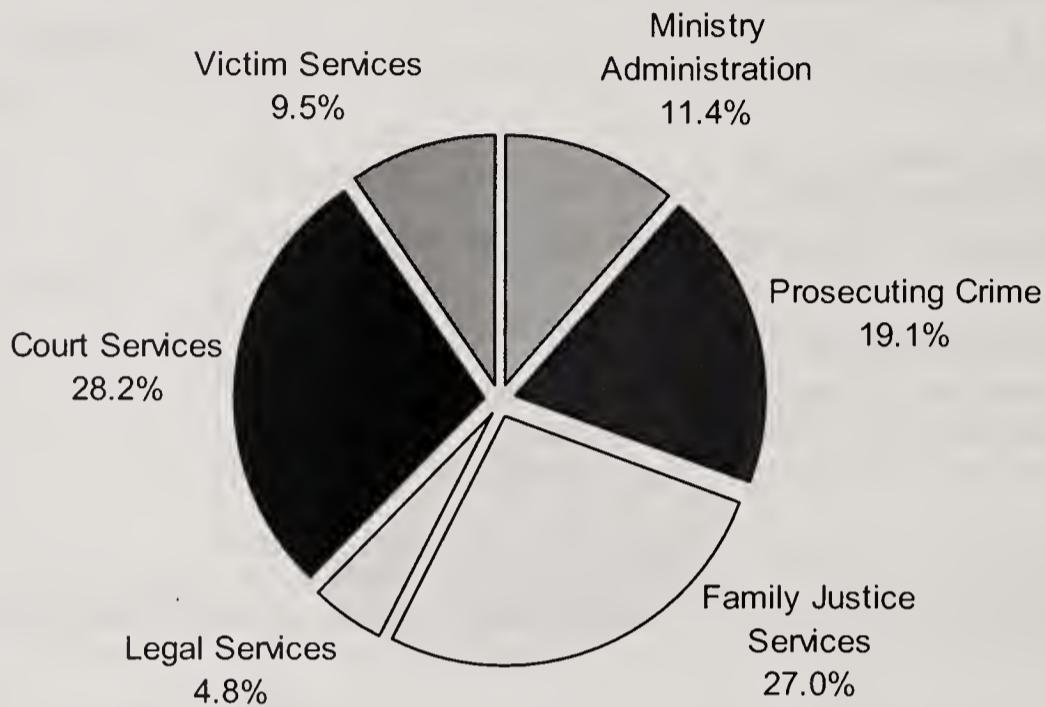
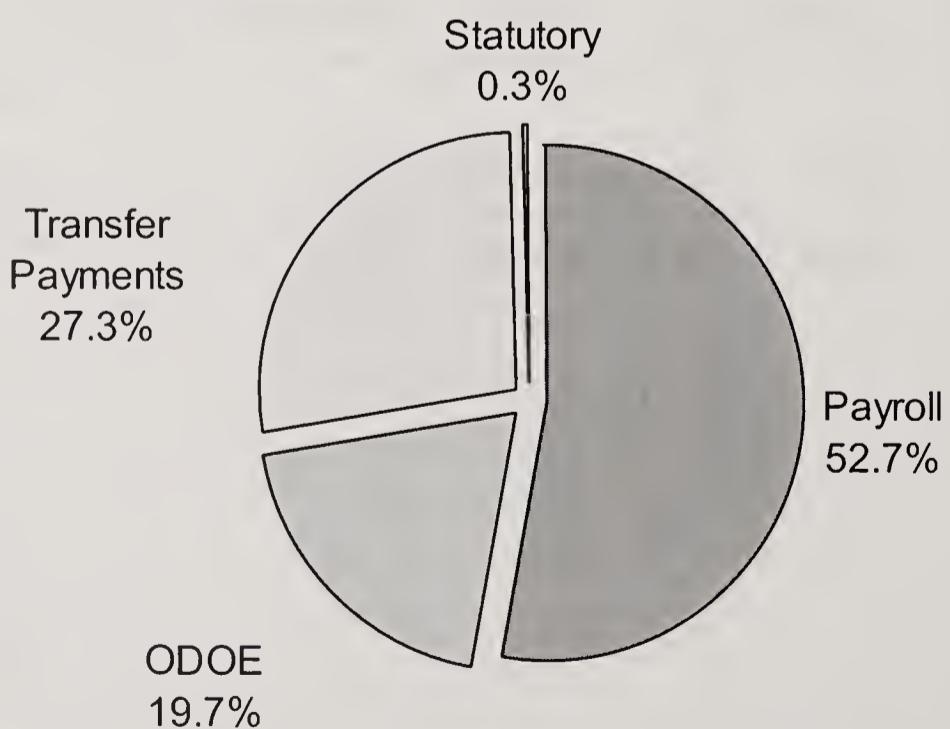
Vote	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
<b>OPERATING AND CAPITAL EXPENSE</b>						
Ministry Administration	196,415,500	(12,741,900)	(6.1)	209,157,400	204,283,600	202,598,438
Prosecuting Crime	264,701,200	13,687,700	5.5	251,013,500	256,646,700	231,188,911
Family Justice Services	374,315,400	3,872,000	1.0	370,443,400	371,428,300	364,095,356
Legal Services	67,109,100	(15,848,700)	(19.1)	82,957,800	88,614,200	78,268,373
Court Services	536,480,600	26,713,800	5.2	509,766,800	558,791,700	472,051,097
Victim Services	132,727,200	29,651,700	28.8	103,075,500	113,393,500	206,845,980
Total Including Special Warrants	1,571,749,000	45,334,600	3.0	1,526,414,400	1,593,158,000	1,555,048,155
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating and Capital Expense to be Voted</b>	<b>1,571,749,000</b>	<b>45,334,600</b>	<b>3.0</b>	<b>1,526,414,400</b>	<b>1,593,158,000</b>	<b>1,555,048,155</b>
Special Warrants	-	-	-	-	-	-
Statutory Appropriations	4,803,014	37,000	0.8	4,766,014	22,764,100	44,213,026
<b>Ministry Total Operating and Capital Expense</b>	<b>1,576,552,014</b>	<b>45,371,600</b>	<b>3.0</b>	<b>1,531,180,414</b>	<b>1,615,922,100</b>	<b>1,599,261,181</b>
Consolidation & Other Adjustments	74,244,000	7,927,000	12.0	66,317,000	66,317,000	48,955,400
<b>Total Including Consolidation &amp; Other Adjustments</b>	<b>1,650,796,014</b>	<b>53,298,600</b>	<b>3.3</b>	<b>1,597,497,414</b>	<b>1,682,239,100</b>	<b>1,648,216,581</b>
<b>OPERATING AND CAPITAL ASSETS</b>						
Family Justice Services	267,000	(232,000)	(46.5)	499,000	-	-
Prosecuting Crime	212,000	212,000	-	-	-	-
Court Services	311,000	311,000	-	-	-	-
<b>Total Operating and Capital Assets To Be Voted</b>	<b>790,000</b>	<b>291,000</b>	<b>58.3</b>	<b>499,000</b>	<b>-</b>	<b>-</b>

**OPERATING SUMMARY BY VOTE**

Vote	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	\$	%		
<b>OPERATING EXPENSE</b>						
Ministry Administration	157,915,500	7,458,100	5.0	150,457,400	155,942,800	153,660,008
Prosecuting Crime	264,700,200	13,686,700	5.5	251,013,500	256,646,700	231,188,911
Family Justice Services	374,315,400	3,872,000	1.0	370,443,400	371,428,300	364,095,356
Legal Services	67,109,100	(15,848,700)	(19.1)	82,957,800	88,614,200	78,268,373
Court Services	386,680,200	31,808,500	9.0	354,871,700	395,263,300	394,929,825
Victim Services	132,727,200	29,651,700	28.8	103,075,500	113,393,500	206,845,980
Total Including Special Warrants	1,383,447,600	70,628,300	5.4	1,312,819,300	1,381,288,800	1,428,988,453
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense to be Voted</b>	<b>1,383,447,600</b>	<b>70,628,300</b>	<b>5.4</b>	<b>1,312,819,300</b>	<b>1,381,288,800</b>	<b>1,428,988,453</b>
Special Warrants	-	-	-	-	-	-
Statutory Appropriations	4,766,014	-	-	4,766,014	22,764,100	44,213,026
<b>Ministry Total Operating Expense</b>	<b>1,388,213,614</b>	<b>70,628,300</b>	<b>5.4</b>	<b>1,317,585,314</b>	<b>1,404,052,900</b>	<b>1,473,201,479</b>
Consolidation & Other Adjustments	70,844,000	8,407,000	13.5	62,437,000	62,437,000	45,806,400
<b>Total Including Consolidation &amp; Other Adjustments</b>	<b>1,459,057,614</b>	<b>79,035,300</b>	<b>5.7</b>	<b>1,380,022,314</b>	<b>1,466,489,900</b>	<b>1,519,007,879</b>
<b>OPERATING ASSETS</b>						
Family Justice Services	267,000	(232,000)	(46.5)	499,000	-	-
<b>Total Operating Assets to be Voted</b>	<b>267,000</b>	<b>(232,000)</b>	<b>(46.5)</b>	<b>499,000</b>	<b>-</b>	<b>-</b>

## RECONCILIATION TO PREVIOUSLY PUBLISHED DATA

DETAILS	2008-09 Estimates \$	2007-08 Actual \$
<b>1. Total Operating Previously Published</b>		
2008-09 Estimates	1,312,470,214	
2007-08 Public Accounts		1,477,253,679
<b>2. Government Reorganization:</b>		
Transfer of functions from other Ministries		
From MCSCS for Justice Sector Technology Services User Seat Charges (All Vote - Items)	5,115,100	5,115,100
Transfer of functions to other Ministries		
To MGS for Human Resources Service Delivery Transformation (301-01)		(1,513,000)
To MCSCS for e-Ontario Initiative - Transfer of FTEs (305-01)		(7,654,300)
<b>Restated Total Operating</b>	<b>1,317,585,314</b>	<b>1,473,201,479</b>

**MINISTRY PROGRAMS - % OF FUNDING BY KEY SERVICE AREAS  
(Operating)****MINISTRY STANDARD ACCOUNTS  
(Operating as % of Gross Allocation)**

**CAPITAL SUMMARY BY VOTE**

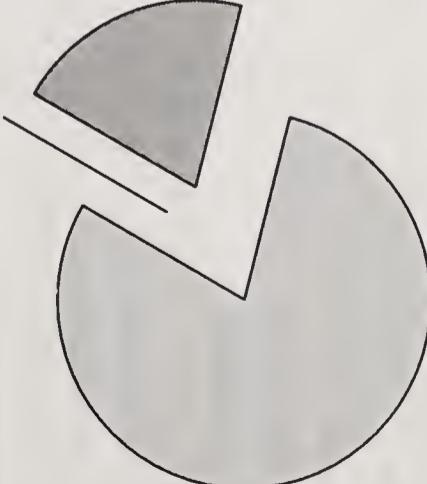
Vote	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
<b>CAPITAL EXPENSE</b>						
Ministry Administration	38,500,000	(20,200,000)	(34.4)	58,700,000	48,340,800	48,938,430
Prosecuting Crime	1,000	1,000	-	-	-	-
Court Services	149,800,400	(5,094,700)	(3.3)	154,895,100	163,528,400	77,121,272
<b>Total Including Special Warrants</b>	<b>188,301,400</b>	<b>(25,293,700)</b>	<b>(11.8)</b>	<b>213,595,100</b>	<b>211,869,200</b>	<b>126,059,702</b>
Less: Special Warrants	-	-	-	-	-	-
<b>Total Capital Expense to be Voted</b>	<b>188,301,400</b>	<b>(25,293,700)</b>	<b>(11.8)</b>	<b>213,595,100</b>	<b>211,869,200</b>	<b>126,059,702</b>
Special Warrants	-	-	-	-	-	-
Statutory Appropriations	37,000	37,000	-	-	-	-
<b>Ministry Total Capital Expense</b>	<b>188,338,400</b>	<b>(25,256,700)</b>	<b>(11.8)</b>	<b>213,595,100</b>	<b>211,869,200</b>	<b>126,059,702</b>
Consolidation & Other Adjustments	3,400,000	(480,000)	(12.4)	3,880,000	3,880,000	3,149,000
<b>Total Including Consolidation &amp; Other Adjustments</b>	<b>191,738,400</b>	<b>(25,736,700)</b>	<b>(11.8)</b>	<b>217,475,100</b>	<b>215,749,200</b>	<b>129,208,702</b>
<b>CAPITAL ASSETS</b>						
Prosecuting Crime	212,000	212,000	-	-	-	-
Court Services	311,000	311,000	-	-	-	-
<b>Total Capital Assets to be Voted</b>	<b>523,000</b>	<b>523,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**MINISTRY PROGRAMS (CAPITAL)**

Facilities Renewal

(Ministry Admin.)

20.4%

 Prosecuting Crime -  
Capital Expense  
0.0%


Court Construction

(Court Services)

79.6%

## OPERATING SUMMARY BY VOTE AND STANDARD ACCOUNT

Standard Account	301 MINISTRY ADMINISTRATION	302 PROSECUTING CRIME	303 FAMILY JUSTICE SERVICES	304 LEGAL SERVICES	305 COURT SERVICES	306 VICTIM SERVICES	Total Ministry
	\$	\$	\$	\$	\$	\$	%
<b>OPERATING EXPENSE</b>							
Salaries and Wages	22,155,714	190,130,500	37,328,400	145,335,900	280,520,000	25,992,100	701,462,614
Employee Benefits	2,264,500	22,543,400	4,720,100	13,242,400	41,188,000	3,834,100	87,792,500
Transportation and Communications Services	469,200	6,032,000	1,668,200	3,446,000	11,866,100	3,014,000	26,495,500
Supplies and Equipment	*132,747,900	27,903,700	27,936,300	7,617,600	40,012,300	10,288,000	246,505,800
Transfer Payments	342,200	5,934,800	754,800	1,155,300	13,092,800	947,200	22,227,100
Other Transactions	-	12,155,800	301,982,600	6,753,400	1,000	88,651,800	409,544,600
Recoveries	-	-	1,000	-	4,700,000	-	4,702,000
<b>TOTAL</b>	<b>157,979,514</b>	<b>264,701,200</b>	<b>374,315,400</b>	<b>67,110,100</b>	<b>391,380,200</b>	<b>132,727,200</b>	<b>1,388,213,614</b>
PERCENT OF TOTAL MINISTRY	11.4%	19.1%	27.0%	4.8%	28.2%	9.5%	100.0%
<b>Operating Assets</b>							
Deposits and Prepaid Expenses			267,000				267,000
Advances and Recoverable Amounts							-
Loans and Investments							-
Tangible Capital Assets							-
Recoveries							-
<b>TOTAL</b>	<b>-</b>	<b>-</b>	<b>267,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>267,000</b>
PERCENT OF TOTAL MINISTRY			100.0%		-	-	100.0%

\*Includes the ministries accommodation / lease costs (\$129,665,900)

## CAPITAL SUMMARY BY VOTE AND STANDARD ACCOUNT

Standard Account	301 MINISTRY ADMINISTRATION	302 PROSECUTING CRIME	303 FAMILY JUSTICE SERVICES	304 LEGAL SERVICES	305 COURT SERVICES	306 VICTIM SERVICES	Total Ministry \$	Total Ministry %
<b>CAPITAL EXPENSE</b>								
Salaries and Wages								
Employee Benefits								
Transportation and Communications Services								
Supplies and Equipment								
Transfer Payments								
Other Transactions:								
Capital Investments	38,500,000							
Major Infrastructure Projects								
Capital Expense								
Amortization (Stat)								
Recoveries								
<b>TOTAL</b>	<b>38,500,000</b>		<b>16,000</b>			<b>149,822,400</b>	<b>-</b>	<b>188,338,400</b>
PERCENT OF TOTAL MINISTRY	20.4%		0.0%			79.6%		100.0%
<b>Capital Assets</b>								
Land								
Buildings								
Transportation Infrastructure								
Information Technology Hardware								
Business Application Software								
Land and Marine Fleet								
Aircraft								
Recoveries								
<b>TOTAL</b>	<b>-</b>	<b>212,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>311,000</b>	<b>-</b>	<b>523,000</b>
PERCENT OF TOTAL MINISTRY	-	40.5%	-	-	-	59.5%	-	100.0%

**VOTE 301 MINISTRY ADMINISTRATION**
**MINISTRY ADMINISTRATION VOTE:**

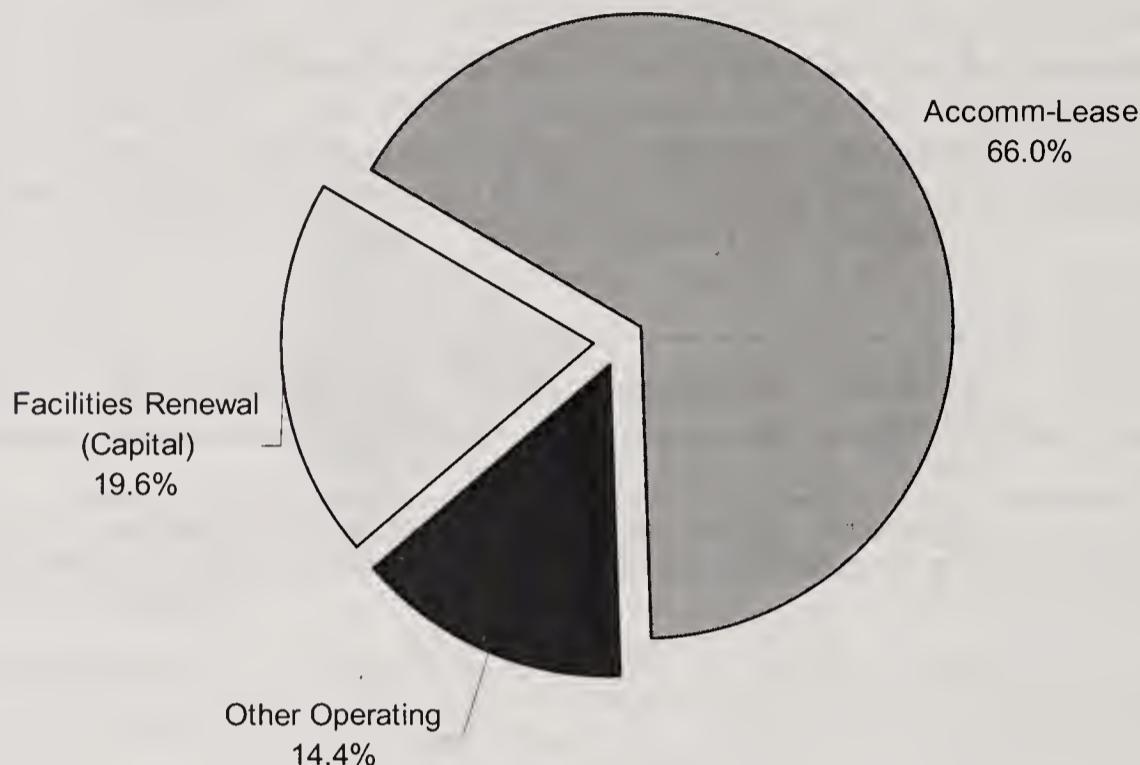
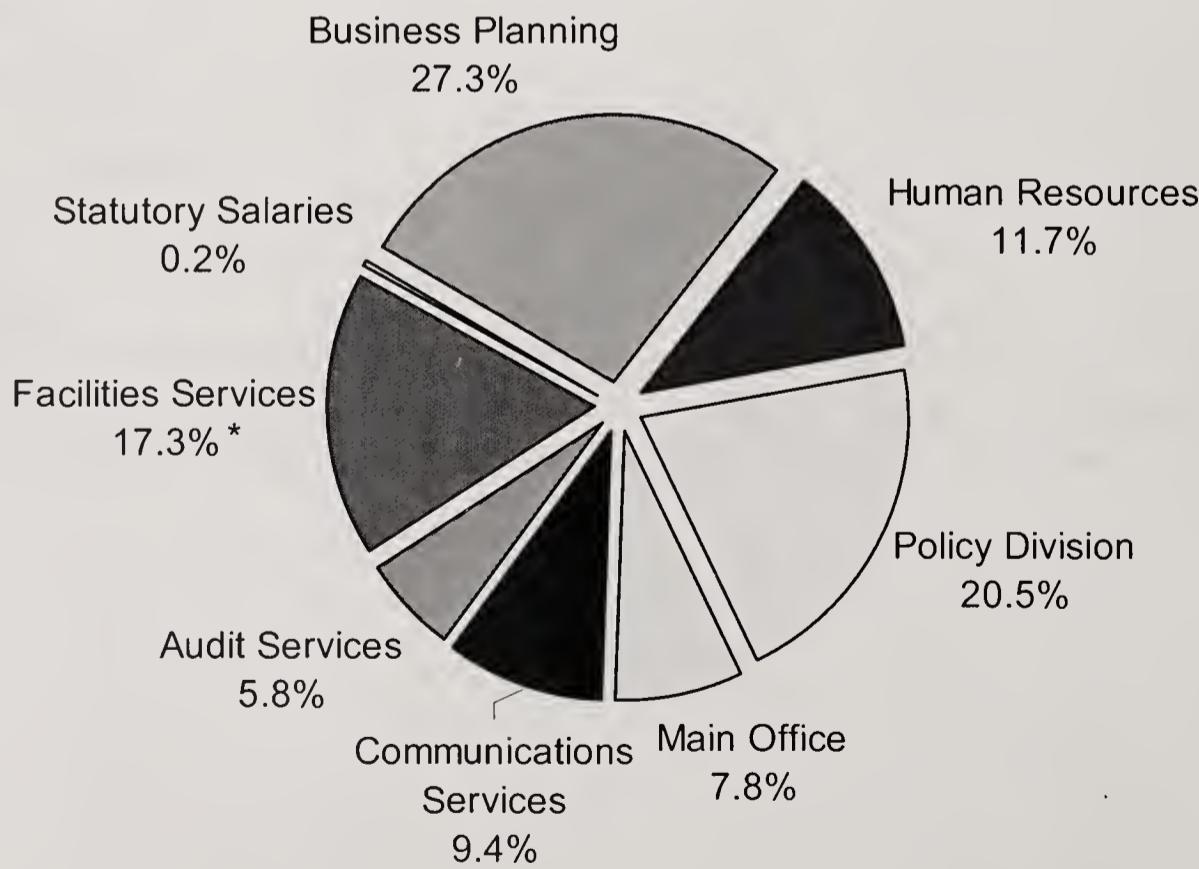
This program provides for the overall administration of the ministry and business support for the operating programs. It includes the Corporate Services Management Division (which also includes the Accommodation/Lease portfolio for the Ministry), the Attorney General's Office, the Deputy Attorney General's Office, the Parliamentary Assistant's Office, as well as the Policy Division and the Communications Branch.

**OPERATING**

Item Description	Estimates 2009-10	Change from 2008-09 Estimates	Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
	\$	\$ %	\$	\$	\$
<b>OPERATING EXPENSE</b>					
Ministry Administration	157,915,500	7,458,100 5.0	150,457,400	155,942,800	153,660,008
Total Including Special Warrants	157,915,500	7,458,100 5.0	150,457,400	155,942,800	153,660,008
Less: Special Warrants	-	- -	-	- -	-
<b>Total Operating Expense to be Voted</b>	<b>157,915,500</b>	<b>7,458,100 5.0</b>	<b>150,457,400</b>	<b>155,942,800</b>	<b>153,660,008</b>
Special Warrants	-	- -	-	- -	-
<b>Statutory Appropriations:</b>					
Minister's Salary, the <i>Executive Council Act</i>	47,841	- -	47,841	47,900	47,841
Parliamentary Assistant's Salary, the <i>Executive Council Act</i>	16,173	- -	16,173	16,200	16,173
<b>Total Statutory Appropriations</b>	<b>64,014</b>	<b>- -</b>	<b>64,014</b>	<b>64,100</b>	<b>64,014</b>
<b>Total Operating Expense</b>	<b>157,979,514</b>	<b>7,458,100 5.0</b>	<b>150,521,414</b>	<b>156,006,900</b>	<b>153,724,022</b>

## CAPITAL EXPENSE

Item Description	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
<b>CAPITAL EXPENSE</b>						
Facilities Renewal	38,500,000	(20,200,000)	(34.4)	58,700,000	48,340,800	48,938,430
Total Including Special Warrants	38,500,000	(20,200,000)	(34.4)	58,700,000	48,340,800	48,938,430
Less: Special Warrants	-	-	-	-	-	-
<b>Total Capital Expense to be Voted</b>	<b>38,500,000</b>	<b>(20,200,000)</b>	<b>(34.4)</b>	<b>58,700,000</b>	<b>48,340,800</b>	<b>48,938,430</b>
Special Warrants	-	-	-	-	-	-
<b>Total Capital Expense</b>	<b>38,500,000</b>	<b>(20,200,000)</b>	<b>(34.4)</b>	<b>58,700,000</b>	<b>48,340,800</b>	<b>48,938,430</b>

**MINISTRY ADMINISTRATION VOTE:****ITEMS / SUB-ITEM****OTHER OPERATING BY SUB-ITEM**

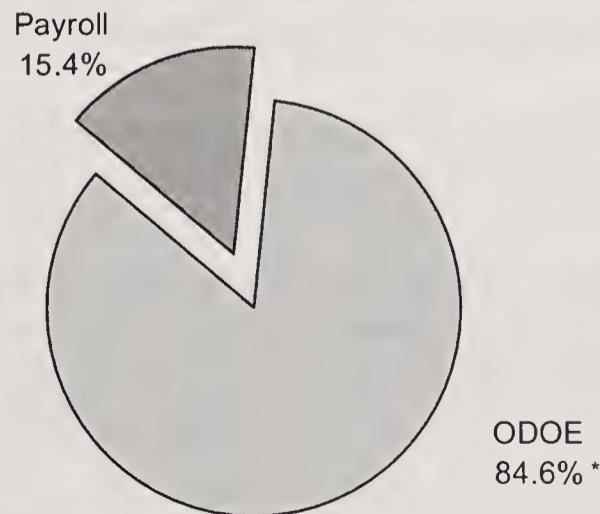
\*Does not include accommodation / lease costs – they are captured in chart above

**VOTE/ITEM:** **301-1**  
**VOTE:** **MINISTRY ADMINISTRATION**  
**ITEM:** **MINISTRY ADMINISTRATION**  
**TYPE:** **OPERATING EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
		<b>\$</b>	<b>%</b>			
Salaries and Wages	22,091,700	4,138,300	23.1	17,953,400	20,003,100	18,811,239
Employee Benefits	2,264,500	658,800	41.0	1,605,700	2,394,000	2,540,666
Transportation and Communication	469,200	(80,000)	(14.6)	549,200	1,164,000	1,411,331
Services	132,747,900	2,768,700	2.1	129,979,200	131,924,400	130,093,411
Supplies and Equipment	342,200	(27,700)	(7.5)	369,900	457,300	979,134
Recoveries from other Ministries	-	-	-	-	-	(175,773)
<b>Total</b>	<b>157,915,500</b>	<b>7,458,100</b>	<b>5.0</b>	<b>150,457,400</b>	<b>155,942,800</b>	<b>153,660,008</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	5,784,000
Durham Annual Service Payment	3,990,000
Ministry Savings Target	(579,100)
Human Resources Transformation - Wave 2	(925,600)
Independent Police Review Office Transition	(596,500)
Other	(214,700)
<b>Total</b>	<b>7,458,100</b>

**STANDARD ACCOUNTS**


\* Note: Accommodation / Lease Costs

VOTE/ITEM: **301-1**

VOTE: **MINISTRY ADMINISTRATION**

ITEM: **MINISTRY ADMINISTRATION**

TYPE: **OPERATING EXPENSE**

---

### **ITEM DESCRIPTION**

This program provides for the overall administration of the ministry and business support services for the operating programs, including:

- Attorney General's, Parliamentary Assistant's and Deputy Attorney General's offices;
- Corporate Services Management Division;
- Policy Division;
- Communications Branch.

The Ministries of the Attorney General and Community Safety and Correctional Services share information technology services and some corporate services. Shared information technology services are provided by Justice Technology Services, which reports operationally through the Ministry of Community Safety and Correctional Services.

The Corporate Services Management Division, Ministry of the Attorney General, provides shared corporate services, including Freedom of Information and Protection of Privacy, French Language Services, security support through a Justice Sector Security Office and some Facilities Management Services.

VOTE/ITEM: **301-1**  
VOTE: **MINISTRY ADMINISTRATION**  
ITEM: **MINISTRY ADMINISTRATION**  
SUB-ITEM: **CORPORATE SERVICES MANAGEMENT DIVISION**  
TYPE: **OPERATING EXPENSE**

---

## **SUB-ITEM DESCRIPTION**

The Corporate Services Management Division provides strategic support and advice to the ministry in the areas of business and fiscal planning, human resources, emergency management and facilities management. The Division also delivers Freedom of Information and Protection of Privacy, French Language Services and security support through a Justice Sector Security Office, to the justice sector ministries. As well, it provides service management for the centrally delivered services of audit and quality assurance and Ontario Shared Services.

## **FUNCTIONS**

### **Business and Fiscal Planning**

The Business and Fiscal Planning Branch:

- provides a one-window liaison with Central Agencies on Results-based Planning, financial management, program evaluation and performance measurement;
- develops and maintains the ministry fiscal plan and fiscal management framework to support government financial reporting, including Public Accounts;
- leads the development, implementation and support of the modern controllership function with respect to financial policy and management and provides control services, analytical expertise and advice and training related to corporate financial policies and best practices;
- provides leadership in managing service levels and relationships between the ministry, and Ontario Shared Services of the Ministry of Government Services;
- provides ongoing support and maintenance within the ministry related to the Integrated Financial Information System (IFIS) and leads the implementation of enhancements to IFIS;
- provides Results-based Planning co-ordination, strategic assessment and planning and support, including the development and monitoring of the ministry's plan and its implementation through integrated financial and risk management quarterly reporting;

- supports the ministry's program areas in the development of performance measures and service standards, research and evaluation; produces the Results-based Plan Briefing Book to support the tabling of the Printed Estimates in the Legislature; and undertakes a variety of Central Agency corporate exercises;
- implements Knowledge and Information Management activities within the ministry, including: electronic and paper information management initiatives, advising on knowledge transfer and developing ways to avoid re-inventing the wheel;
- coordinates OPS wide service excellence initiatives within the ministry including: the OPS Ideas Program, Innovation Fund, and the OPS Spirit Campaign.

## Human Resources

The Human Resources Strategic Business Unit (SBU) provides strategic human resources planning and advice to the ministry's senior executives in support of government policy direction and Ministry Results-based Plans. The range of services provided by the SBU includes:

- talent and performance management;
- Full Time Equivalents (FTE) controllership and workforce planning;
- organizational capacity and engagement;
- strategic labour relations, health, safety and wellness;
- Order-in-Council appointments coordination;
- support to ministry diversity and accessibility initiatives;
- serving as lead on all lawyers' HR matters;
- articling and law student programs administration;
- human resources related communications services to the ministry.

The SBU brokers other human resources services for the Ministry from HROntario in the areas of employee relations, health and safety, workplace discrimination and harassment prevention, recruitment, regional consulting services, and executive services.

## Business Continuity & Emergency Management

The MAG Business Continuity and Emergency Management Unit (BCEM) leads the Attorney General's Emergency Management Program established under the *Emergency Management & Civil Protections Act* and associated *O. Regulation 380/04* and *Order in Council 1482/2005*. BCEM provides emergency management and business continuity services to MAG Divisions, Agencies, Boards, Commissions and Tribunals to ensure the Ministry's response and recovery/resumption of critical services/operations in any emergency or significant business disruption.

BCEM provides a range of strategic and technical/operational support to the Ministry in the areas of:

- risk and business impact assessment/analysis;
- plan development;
- exercising, training & education/awareness;
- incident management, reporting and coordination.

BCEM also works in partnership with Provincial Ministries and Emergency Management Ontario (EMO) to support OPS/provincial planning and program development.

In the event of an emergency or significant business disruption impacting the Ministry or Province, BCEM coordinates:

- Ministry emergency response and recovery efforts including providing direct support to the Ministry Action Group and Attorney General's participation on Cabinet Committee on Emergency Management (CCEM);
- Ministry support to the Province's emergency response including direct support to the Provincial Emergency Operations Centre (PEOC).

### **Freedom of Information and Protection of Privacy Office**

The Freedom of Information and Protection of Privacy Office coordinates the administration of *the Freedom of Information and Protection of Privacy Act* (the Act) for the Ministries of the Attorney General, and Community Safety and Correctional Services. Responsibilities include: developing policies, procedures and guidelines; co-ordinating and responding to access requests from the public; liaising with the Information and Privacy Commission on appeals and mediation processes; investigating privacy complaints; preparing statistical reports; delivering training, providing advice on access and privacy issues, conducting privacy impact assessments and ensuring adherence to privacy provisions and other legislative requirements of the Act.

The Freedom of Information and Protection of Privacy Office will continue to focus on improving service delivery by:

- striving to maintain ministry compliance rates for responding to Freedom of Information (FOI) requests made under *the Freedom of Information and Protection of Privacy Act*;
- providing freedom of information and privacy awareness through training and the use of the intranet;
- providing expert advice on access and privacy issues to ministry staff;
- working with the Information and Privacy Commissioner's Office in order to mediate appeals resulting from FOI requests where possible.

It is expected that 80% of Freedom of Information requests will be completed within the 30-day statutory timeframe in 2008-09 and 2009-10.

## French Language Services

The Office of the Co-ordinator of French Language Services provides strategic advice to Senior Management and staff of the Ministry of the Attorney General, the Ministry of Community Safety and Correctional Services and their related Agencies, Boards and Commissions (ABC's) on the delivery of services in French within their respective areas of responsibility.

The Office also assists them in facilitating solutions and responses to service delivery issues under the *French Language Services Act*, the *Courts of Justice Act* and the *Criminal Code*. The Office manages the translation centre for the Justice Sector, manages French language learning and development opportunities for staff across the sector as well as linguistic proficiency evaluations for employees occupying designated positions. It investigates complaints received from the public and from the French Language Services Commissioner of Ontario relating to the availability of services in French. It also manages relations with Francophone Stakeholder groups and acts as a liaison between the Ministries and the Francophone community.

The Office will continue to focus on improving service delivery by:

- ensuring the implementation of strategic directions identified in the *Strategic Plan for the Development of French language services in Ontario's Justice Sector* approved by both Deputy Ministers of the Justice Sector;
- developing and communicating uniform standards and policies for French language service delivery in the Ontario justice system within agreed timeframes;
- monitoring compliance within the justice sector ministries and related Agencies, Boards and Commissions, including designated positions, investigating complaints and reporting within required timeframes;
- effectively managing translation services and stakeholder relations and providing advice to clients on internal and external French language services matters;
- effectively managing learning and development programs as well as developing tools and strategies to assist staff in enhancing French language service delivery capacity within the justice sector.

## Facilities Management

The Facilities Management Branch provides the following services for the Ministry of the Attorney General capital and accommodations' portfolio:

- management of the planning and financial controllership of court construction and facilities renewal projects and coordination of the implementation of these projects;
- development of accommodation strategies to support Results-based Planning directions for the ministry;

- management of the lease administration for all space (whether government-owned or leased) occupied by the ministry;
- service management of the Ontario Realty Corporation in its role as mandatory real estate service provider.

## **Justice Sector Security Office**

The Justice Sector Security Office (JSSO) is a new organization in the Ministry of the Attorney General. It has been established to ensure the safety and security of the men and women responsible for the administration of justice at Ministry of the Attorney General, and at the Ministry of Community Safety and Correctional Services.

The JSSO works in partnership with the Justice Officials Protection and Investigations Section (JOPIS) of the Ontario Provincial Police. Together these units will work closely to ensure cross-sector coordination of effort and consistency to respond to any situation that poses a potential threat to the safety and security of a justice official.

The Justice Sector Security Office acts as a 'single point of contact' to justice officials and will provide assistance and guidance to individuals as required and requested.

VOTE/ITEM: **301-1**  
VOTE: **MINISTRY ADMINISTRATION**  
ITEM: **MINISTRY ADMINISTRATION**  
**POLICY DIVISION**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Policy Division manages the policy and legislative agenda of the Attorney General, and provides legal and strategic advice to the Attorney General in his role as both a Cabinet Minister and the Chief Law Officer of the Crown. The Division is responsible for providing justice and corporate policy support services on a wide range of issues in the fields of civil, family, human rights, administrative law and Aboriginal Justice issues and also maintains a policy relationship with other key justice partners, notably the Ministry of Community Safety and Correctional Services (MCSCS).

Working independently or in partnership with other legal and policy professionals within the ministry and across government, the division plays a key role in ministry policy initiatives and in the development, drafting and coordination of ministry submissions for consideration by Cabinet and its committees. Part of this role includes serving as the ministry's main liaison with Cabinet Office.

The division also oversees the Federal/Provincial/Territorial Relations Unit, which provides strategic and corporate support to both the Ministry of Attorney General and the Ministry of Community Safety and Correctional Services. The division is also home to the Aboriginal Issues Group, which oversees the ministry's Aboriginal Justice Programs, and the Agency Liaison Unit that manages the Ministry's relationships with Legal Aid Ontario, the Ontario Human Rights Commission, the Human Rights Tribunal of Ontario, the Human Rights Legal Support Centre, and the Independent Police Review Office.

### **Strategic Policy and Legal Services**

Provision of justice policy advice and consulting services to project teams and ministry divisions, involving legal and policy support, including:

- identification of policy issues and options;
- development, drafting and coordination of policy Cabinet submissions;
- identification and analysis of legal issues and risks;
- identification of fiscal and operational impacts of policy options;
- identifying linkages between federal justice initiatives and provincial interests;
- interpretation of statutes and regulations;
- instructing Legislative Counsel on the drafting of legislation and regulations;

- managing and advising on legislative process and agenda of the Attorney General;
- liaison with the judiciary and private bar;
- provision of executive leadership for key Ministry projects;
- policy research and analysis.

### **Corporate Policy Support Services**

- liaison with Cabinet Office on the government's justice agenda and policy matters and legislative developments of interest to the ministry;
- with Corporate Services, coordination of the ministry's policy planning process, justice sector planning and the overall policy agenda within the ministry's Results-based Plan and transformational strategies;
- coordination, tracking and monitoring of ministry bills, regulations and orders-in-council;
- administration of over 130 Statutes
- coordination, tracking and monitoring of divisional correspondence;
- coordination and review of external Cabinet Submissions;
- coordination of legislative and policy agenda forecast planning;
- coordination and strategic planning in support of stakeholder and partner relations;
- coordination of the development of ministry Cabinet and Cabinet Committee materials;
- coordination of the development briefing materials for the Attorney General on Cabinet and Cabinet Committee materials and legislation from other ministries;
- preparation of House Notes;
- training and ongoing support to staff in policy development, decision-making processes and legislative processes.

### **Federal/Provincial/Territorial Relations Unit – Justice Sector**

The Unit coordinates Ontario's participation in the Federal/Provincial/Territorial (FPT) Justice forum for the Ministry of the Attorney General and the Ministry of Community Safety and Correctional Services. The Unit coordinates the management of FPT meetings, including provision of strategic advice and support to Deputy Ministers and Ministers. It also develops, coordinates and communicates FPT strategy and objectives, manages relationships and liaises with other Ministries, central agencies and governments, and develops FPT strategy on issues that cross justice sector lines. The Unit monitors the activities of FPT committees and working groups, and provides corporate advice and consulting services to sector divisions on FPT matters.

## Agency Liaison

The Policy Division's Agency Liaison unit manages the accountability relationship between agencies and the Ministry including oversight and monitoring responsibilities in accordance with government requirements and directives. The unit currently liaises with the following agencies:

- Legal Aid Ontario (LAO)
- Ontario Human Rights Commission (OHRC)
- Human Rights Tribunal of Ontario (HRTO)
- Human Rights Legal Support Centre (HRLSC)
- Independent Police Review Office (IPRO).

VOTE/ITEM: **301-1**  
VOTE: **MINISTRY ADMINISTRATION**  
ITEM: **MINISTRY ADMINISTRATION**  
**COMMUNICATIONS' SERVICES**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Communications Branch provides communications' support and advice to the Attorney General's Office, the Deputy Attorney General's Office, and the divisions of the Ministry of the Attorney General.

To assist in achieving the government's justice initiatives, the Branch prepares strategic communications' plans; advises on and manages communications' issues; develops communications' products and activities to support the ministry's policies, programs and services; and provides information to the public and the media.

### **FUNCTIONS**

The branch provides numerous communications' services, including:

- strategic communications planning;
- issues management;
- media relations;
- development of public communications materials such as speeches, news releases and fact sheets, Minister's statements;
- event planning and co-ordination;
- co-ordination of the Minister's and Deputy Minister's correspondence;
- public information, including a general inquiry phone line and a Web site;
- internal communications materials, including an intranet site;
- coordination, preparation and maintenance of the Minister's House Book;
- communications' advice to the Minister's office, Deputy Minister's office and divisions.

VOTE/ITEM: **301-1**  
VOTE: **MINISTRY ADMINISTRATION**  
ITEM: **MINISTRY ADMINISTRATION**  
**AUDIT SERVICES**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Ontario Internal Audit Division (OIAD) provides value added risk and business consulting services, and independent and objective assurance services to the ministries and agencies of the Government of Ontario. The Ontario Internal Audit Division's overall objective is to ensure that the Ontario Government's financial and risk management plans and processes meet the highest standards of integrity, accountability and transparency.

The Ontario Internal Audit Division helps an organization accomplish its objectives by bringing a systematic, disciplined approach to evaluate and improve the effectiveness of risk management, control, and governance processes. Its role is to support management by identifying where the organization is most vulnerable and how governance and control can be strengthened. This is achieved by providing professional services including:

#### **Assurance Services:**

- value for money audits;
- financial and internal control audits;
- compliance reviews;
- forensic and fraud investigations and special reviews.

#### **Advisory and Assistance Services:**

- risk assessment and control reviews;
- advice on governance, controllership, accountability and sound business practices;
- training and education on risk and control;
- advice and liaison for Office of the Auditor General of Ontario audits;
- special projects.

#### **Information Management and Information Technology (IM & IT) Services:**

- specialized audit, risk assessment and advisory services in IM & IT projects including new systems under development, systems and IT project management, information and infrastructure security and IT operations.

Over the past year, working with the Office of the Provincial Controller Division (OPCD) and the Ministry of Health, OIAD piloted the Financial Assurance Program that will be used in ministries to evaluate risks and controls at the organizational, process and transactional levels. This evaluation will provide important information to ministries to help them evaluate their financial control environment, financial reporting processes and financial transactions.

VOTE/ITEM: **301-16**

VOTE: **MINISTRY ADMINISTRATION**

ITEM: **STATUTORY SALARIES**

TYPE: **OPERATING EXPENSE**

Standard Account	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	Estimate s 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
Minister's Salary, the <i>Executive Council Act</i> ;	47,841	-	47,841	47,900	47,841
Parliamentary Assistant's Salary, the <i>Executive Council Act</i>	16,173	-	16,173	16,200	16,173
<b>Total</b>	<b>64,014</b>	<b>-</b>	<b>64,014</b>	<b>64,100</b>	<b>64,014</b>

VOTE/ITEM: **301-2**  
VOTE: **MINISTRY ADMINISTRATION**  
ITEM: **FACILITIES RENEWAL**  
TYPE: **CAPITAL EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Other Transactions - Capital Investments	38,500,000	(20,200,000)	(34.4)	58,700,000	48,340,800	48,938,430
<b>Total</b>	<b>38,500,000</b>	<b>(20,200,000)</b>	<b>(34.4)</b>	<b>58,700,000</b>	<b>48,340,800</b>	<b>48,938,430</b>

**EXPLANATIONS OF 2009-10 ESTIMATES:**

Asset Renewal	\$ 22,000,000
Renewal Expense	16,500,000
<b>Total</b>	<b>38,500,000</b>

**VOTE/ITEM:** **301-2**

**VOTE:** **MINISTRY ADMINISTRATION**

**ITEM:** **FACILITIES RENEWAL**

**TYPE:** **CAPITAL EXPENSE**

---

### **ITEM DESCRIPTION**

The Facilities Renewal program includes capital investments made to extend the useful life of ministry facilities through repairs and upgrades. It also includes capital investment for special initiatives that are required to accommodate government priorities and operating resources.

Within the Facilities Renewal program, the allocation is divided into two categories. The first category, Asset Renewal is the allocation the ministry receives for investments in government owned buildings. The second category, Renewal Expense is for investments in third-party owned buildings that the ministry occupies.

The Facilities Management Branch, Corporate Services Management Division, is responsible for the planning, financial controllership, and implementation of the Facilities Renewal program.

Initiatives funded from the Facilities Renewal program for 2009-10 include:

#### **Special Initiatives**

Capital investments that target specific priorities that support the government's vision of a strong, safe, and accessible justice system. Initiatives proposed for 2009-10 include: Courthouse Security, Access to Justice for Ontarians with Disabilities, Judicial Accommodation, Legal Aid in Courthouses and the Asset Management Plan.

#### **Strategic Investment in Existing Facilities**

Medium-scale capital investments in existing court facilities to address critical rehabilitation or expansion requirements resulting from diminishing life cycles and mounting program pressures. In 2009-10, the ministry will continue projects in London, Sarnia, Woodstock, Parry Sound, Fort Frances, Peterborough and Toronto (Human Rights Modernization).

#### **Repair & Rehabilitation**

This program encompasses small-scale facility repair investments that support critical program needs (e.g. additional program space, operational repairs and enhancements), health and safety (e.g. occupational health and safety hazards), and planning (e.g.

space optimization studies, feasibility studies to address the long-term needs of the ministry's divisions).

### Accommodation Projects

This category involves urgent investments that must be made in order to maintain the delivery of justice services. In 2009-10, the ministry will complete forced lease relocations in Sioux Lookout and Oakville and begin new projects such as the Independent Police Review Office in Toronto.

**VOTE 302 PROSECUTING CRIME**
**PROSECUTING CRIME VOTE:**

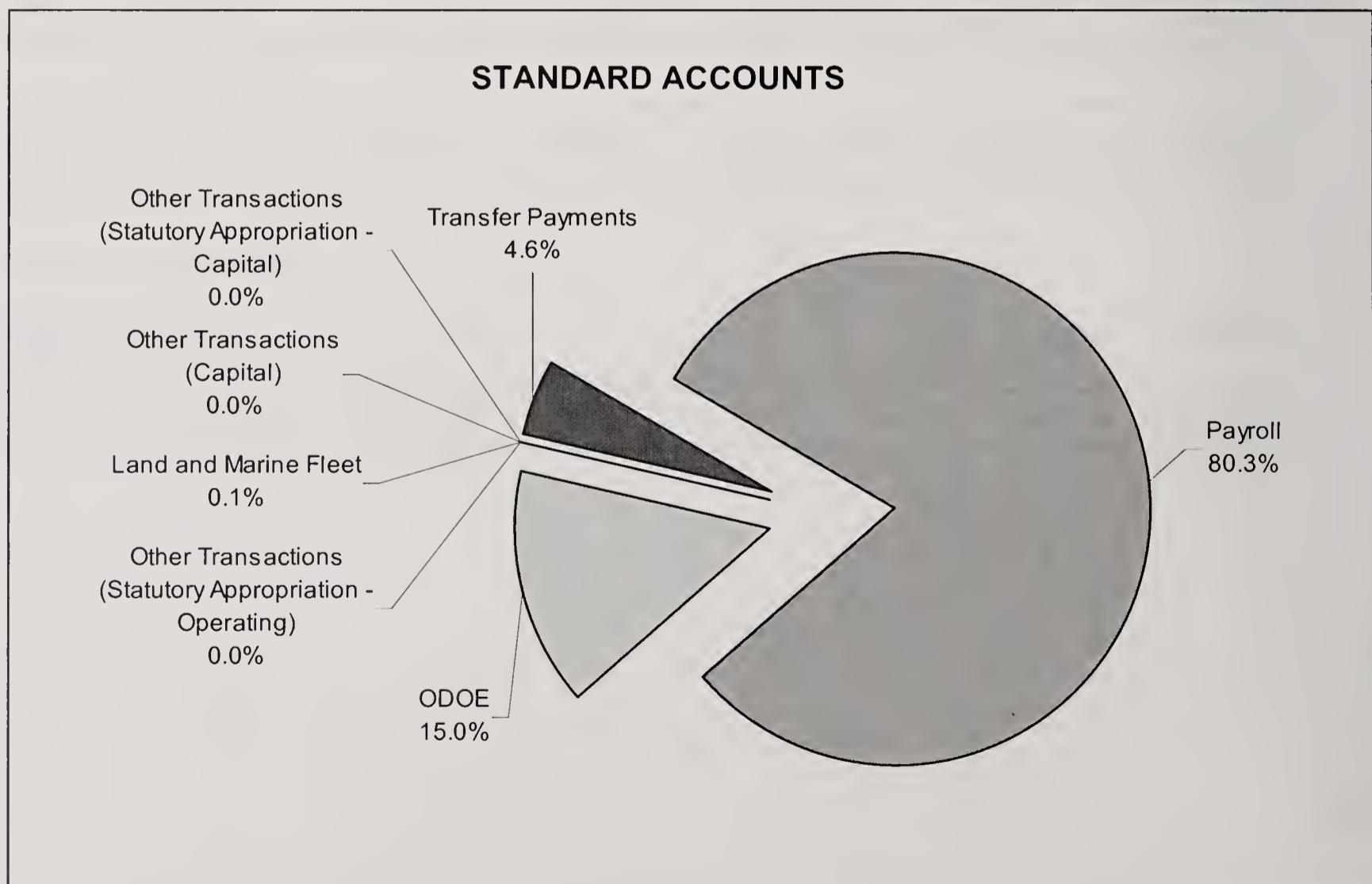
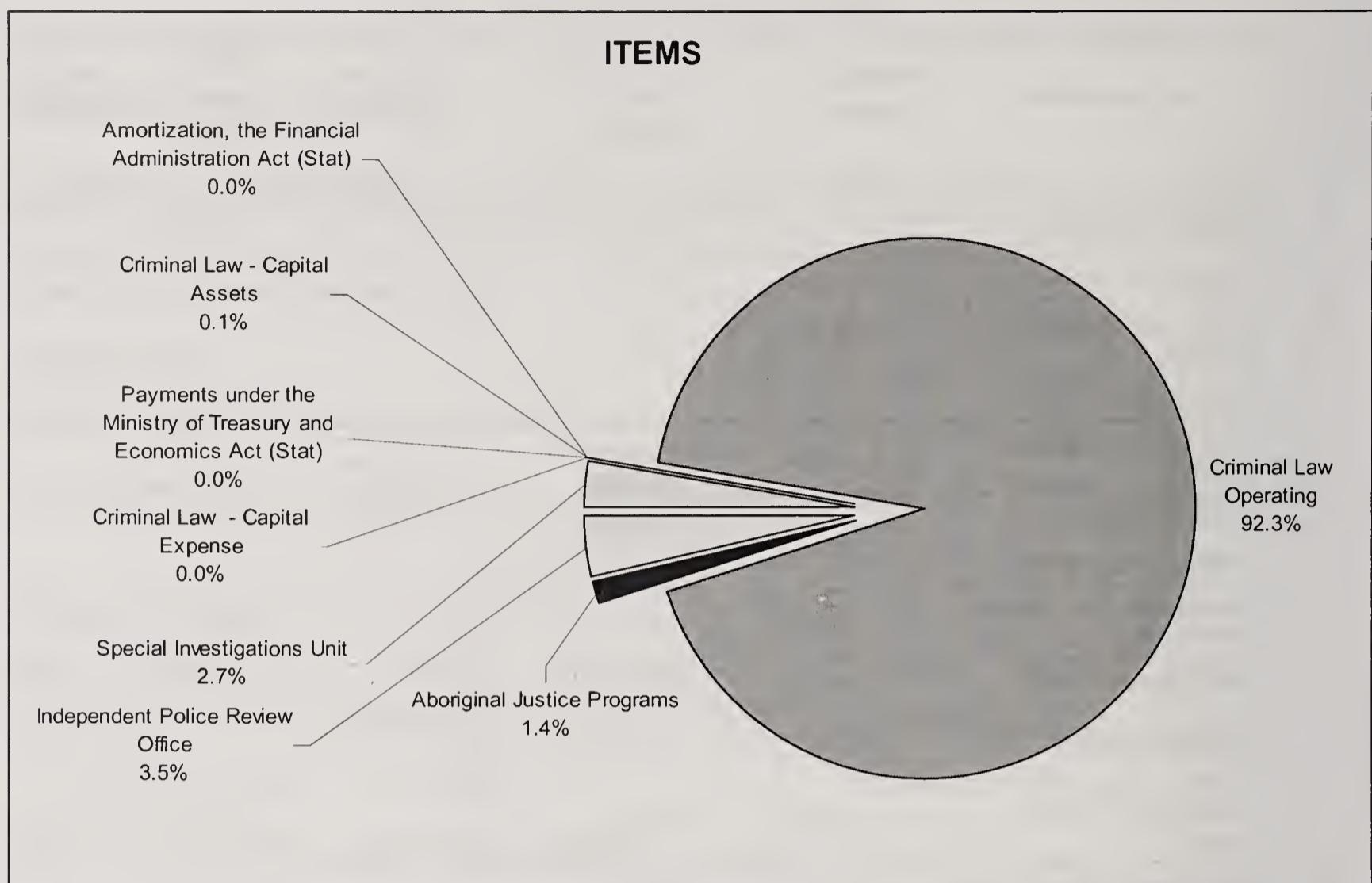
This program provides legal representation for the Crown in the right of Ontario in all criminal matters and criminal appeals before all levels of courts in the province. The program also provides for the operation of the Special Investigations Unit and the Independent Police Review Office.

**OPERATING**

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	Estimates 2008-09 %	Interim Actuals 2008-09 \$		Actuals 2007-08 \$
<b>OPERATING EXPENSE</b>						
Special Investigations Unit	7,187,700	384,600	5.7	6,803,100	8,038,000	6,827,888
Criminal Law	244,594,800	4,101,200	1.7	240,493,600	244,473,800	220,594,212
Aboriginal Justice Program	3,716,800	-	-	3,716,800	4,134,900	3,766,811
Independent Police Review Office	9,200,900	9,200,900	-	-	-	-
Total Including Special Warrants	264,700,200	13,686,700	5.5	251,013,500	256,646,700	231,188,911
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense to be Voted</b>	<b>264,700,200</b>	<b>13,686,700</b>	<b>5.5</b>	<b>251,013,500</b>	<b>256,646,700</b>	<b>231,188,911</b>
Special Warrants	-	-	-	-	-	-
<b>Statutory Appropriations:</b>						
Payments under the Ministry of Treasury and Economics Act	1,000	-	-	1,000	1,000,000	1,035,200
<b>Total Operating Expense</b>	<b>264,701,200</b>	<b>13,686,700</b>	<b>5.5</b>	<b>251,014,500</b>	<b>257,646,700</b>	<b>232,224,111</b>

**CAPITAL**

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	Estimates 2008-09 \$	Interim	Actuals 2007-08 \$
				Actuals 2008-09 \$	
<b>CAPITAL EXPENSE</b>					
Criminal Law Division	1,000	1,000	-	-	-
Total Including Special Warrants	1,000	1,000	-	-	-
Less: Special Warrants	-	-	-	-	-
<b>Total Capital Expense to be Voted</b>	<b>1,000</b>	<b>1,000</b>	-	-	-
Special Warrants	-	-	-	-	-
<b>Statutory Appropriations:</b>					
Amortization, the <i>Financial Administration Act</i>	15,000	15,000	-	-	-
<b>Total Capital Expense</b>	<b>16,000</b>	<b>16,000</b>	-	-	-
<b>CAPITAL ASSETS</b>					
Criminal Law Division Assets	212,000	212,000	-	-	-
<b>Total Capital Assets to be Voted</b>	<b>212,000</b>	<b>212,000</b>	-	-	-

**PROSECUTING CRIME VOTE:**


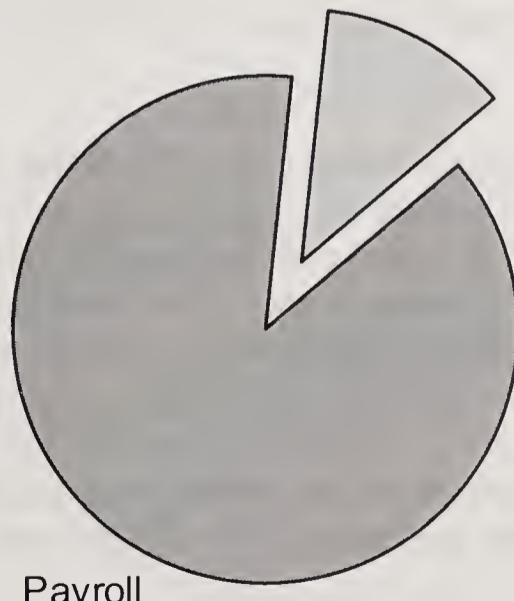
**VOTE/ITEM: 302-1**
**VOTE: PROSECUTING CRIME**
**ITEM: SPECIAL INVESTIGATIONS UNIT**
**TYPE: OPERATING EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
		<b>\$</b>	<b>\$</b>	<b>%</b>		
Salaries and Wages	5,496,100	591,600	12.1	4,904,500	5,814,400	5,065,751
Employee Benefits	815,200	63,000	8.4	752,200	558,200	543,889
Transportation and Communication	215,000	-	-	215,000	637,700	509,138
Services	383,000	(70,000)	(15.5)	453,000	586,400	421,023
Supplies and Equipment	278,400	(200,000)	(41.8)	478,400	441,300	288,087
<b>Total</b>	<b>7,187,700</b>	<b>384,600</b>	<b>5.7</b>	<b>6,803,100</b>	<b>8,038,000</b>	<b>6,827,888</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	654,600
Ministry Savings Target	(70,000)
Caseload/Workload Increase (Reversal of One-time Costs)	(200,000)
<b>Total</b>	<b>384,600</b>

**STANDARD ACCOUNTS**

 ODOE  
12.2%


VOTE/ITEM: **302-1**

VOTE: **PROSECUTING CRIME**

ITEM: **SPECIAL INVESTIGATIONS UNIT**

TYPE: **OPERATING EXPENSE**

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### **ITEM DESCRIPTION**

The Special Investigations Unit's (SIU) statutory mandate is to investigate circumstances of serious injuries and deaths that result from incidents involving a member of the public and the police.

The Special Investigations Unit is the only provincial body with this authority. The Director of the SIU must decide whether or not to lay charges after a comprehensive review of the evidence gathered during an investigation.

### **FUNCTIONS**

The Special Investigations Unit was created in 1990 with the proclamation of Section 113 of the *Police Services Act*. Prior to the creation of the SIU, investigations into police occurrences resulting in a serious injury or death were investigated by police. Public concern with respect to police accountability led to the creation of the SIU as a civilian based investigatory body that was mandated to independently investigate such occurrences.

When any person suffers a serious injury or death arising out of an occurrence involving a police officer, the police services involved must notify the SIU of the occurrence. On occasion, members of the public or the media inform the SIU directly. When the SIU receives notice of an occurrence, the Director determines if the incident falls within the jurisdiction of the SIU, and/or if it is necessary under the circumstances for SIU staff to investigate. Once investigators have completed their investigation, they submit an investigative brief to the Director of the SIU. The Director renders a decision regarding charges and reports to the Attorney General. The SIU then issues a news release on the Director's decision.

Once the SIU has been engaged, Section 113 (9) of the *Police Services Act* requires that the involved police service shall co-operate fully with members of the SIU who are conducting the investigation. In 1998, the Honourable George Adams, Q.C. concluded a process of consultation with interested police and community groups. He then made recommendations to the Attorney General that were aimed at addressing problems of co-operation. New regulations enacted in January 1999 were intended to address the contentious issues, the operations of the SIU and the co-operation required of police. In 2002, Mr. Adams was again engaged to review the progress that had been made in fulfilling the recommendations contained in his 1998 report and to provide any further

guidance that may be appropriate regarding the operation of the SIU. That report was released in March 2003.

Since that time, the Ontario Ombudsman commenced a systemic investigation of the Special Investigations Unit in 2006, and released his report in September 2008. It contains 25 recommendations directed towards the SIU that the Unit will respond to in March 2009 and September 2009.

The Special Investigations Unit continues to work on the following priorities for the fiscal year 2009-10:

- respond to the Ombudsman's Report;
- continue with implementation of a records management system;
- develop working relationships and protocols with the Independent Police Review Office so that mutual interests and issues can be addressed;
- respond to increased case load;
- increase the confidence and awareness of all;
- evolve the organizational model to address changing demands;
- engage the team in meaningful communication; and
- improve cost/value ratio going forward.

#### ITEM STATISTICAL DATA

Performance Indicators	2005-06 Actual	2006-07 Actual	2007-08 Actual	2008-09 Estimated Actual	2009-10 Projected
Number of investigations	204	237	246	292	329*

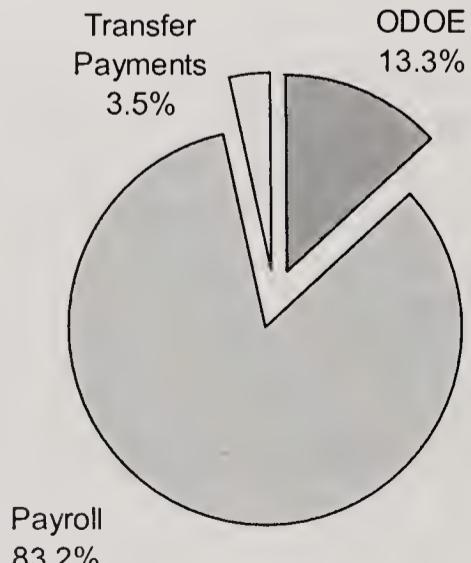
\* The 2009-10 projection is based on an average increase over the past three years of 13%.

**VOTE/ITEM:** **302-2**  
**VOTE:** **PROSECUTING CRIME**  
**ITEM:** **CRIMINAL LAW**  
**TYPE:** **OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Salaries and Wages	182,142,200	10,441,300	6.1	171,700,900	180,730,800	163,776,436
Employee Benefits	21,479,000	985,900	4.8	20,493,100	19,419,600	17,216,472
Transportation and Communication	5,560,100	274,600	5.2	5,285,500	5,162,900	4,786,915
Services	22,071,900	(8,213,200)	(27.1)	30,285,100	29,442,600	22,772,696
Supplies and Equipment	4,902,600	(346,400)	(6.6)	5,249,000	4,313,900	6,591,142
Transfer Payments - Operating	8,439,000	959,000	12.8	7,480,000	5,404,000	5,450,551
<b>Total</b>	<b>244,594,800</b>	<b>4,101,200</b>	<b>1.7</b>	<b>240,493,600</b>	<b>244,473,800</b>	<b>220,594,212</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	12,464,800
Justice on Target	5,539,800
Upfront Justice (Reversal)	(7,618,500)
Ministry Savings Target	(6,649,000)
Other	364,100
<b>Total</b>	<b>4,101,200</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **302-2**  
VOTE: **PROSECUTING CRIME**  
ITEM: **CRIMINAL LAW**  
TYPE: **OPERATING EXPENSE**

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### ITEM DESCRIPTION

The Criminal Law Division, is responsible for all criminal prosecutions and appeals and provides legal advice to the Attorney General and Deputy Attorney General in all criminal law matters.

### FUNCTIONS

#### Crown Prosecution Service

- prosecutes all offences committed under the *Criminal Code of Canada* and the *Youth Criminal Justice Act*, and some of the offences under the *Provincial Offences Act* (Part 3 only), in Ontario's 49 judicial districts;
- represents the Crown in criminal appeals at all levels of Court, including the Superior Court, the Court of Appeal for Ontario and the Supreme Court of Canada, as well as provides special services in relation to applications for wiretap authorization, extraditions and search warrants;
- provides specialized legal advice in a number of areas of criminal law to the Police, the Attorney General, and the Deputy Attorney General in the criminal justice system;
- contributes to Ontario Review Board hearings on mentally disordered accused persons;
- develops policy recommendations regarding criminal law in Canada and provincial quasi-criminal law, including procedure and the law of evidence;
- examines and establishes policy guidelines for the conduct of prosecutions within the Province of Ontario;
- plans and promotes cost-effective and timely management of the criminal justice system in consultation with other stakeholders such as the police, the defence bar, members of the judiciary, and Court Services staff.

**PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	Target
% of youth who attend Youth Justice Committee meetings and who successfully complete the agreement made at the meeting	77% (77%)	78% (78%)	79% (79%)	2009-10 80%
average number of appearances in Ontario Criminal Courts	2007 9.2	2008 9.4	2009 Not yet available	2012 6.4
average number of days to disposition in Ontario Criminal Courts	2007 205	2008 205	2009 Not yet available	2012 144
% increase in inquiries received by Crowns from police via the 24-hour police advice line and walk-in service at the Consolidated Office Facility	-	-	New Measure Data to be reported in 2009-10	TBD Pending baseline data

VOTE/ITEM: **302-3**

VOTE: **PROSECUTING CRIME**

ITEM: **ABORIGINAL JUSTICE PROGRAM**

TYPE: **OPERATING EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
		<b>\$</b>	<b>\$</b>	<b>%</b>		
Transfer Payments - Operating	3,716,800		-	-	3,716,800	4,134,900
<b>Total</b>	<b>3,716,800</b>		-	-	<b>3,716,800</b>	<b>4,134,900</b>
						<b>3,766,811</b>

**VOTE/ITEM:** 302-3

**VOTE:** PROSECUTING CRIME

**ITEM:** ABORIGINAL JUSTICE PROGRAM

**TYPE:** OPERATING EXPENSE

---

## ITEM DESCRIPTION

Aboriginal Justice Programs are administered by the Aboriginal Issues Group, a small unit in the Policy Division. The primary objectives of Aboriginal Justice Programs are to: increase access to justice for Aboriginal people; reduce the over-representation of Aboriginal people in the criminal justice system and the resulting high costs; and integrate Aboriginal concerns and cultures within the justice system.

Aboriginal Justice Programs include two transfer payment programs: The Ontario Aboriginal Courtwork Program (formerly The Ontario Native Courtworker Program); and the Aboriginal Community Justice Program.

## FUNCTIONS

### **The Ontario Aboriginal Courtwork Program**

The mandate of the Ontario Aboriginal Courtwork Program, established over 25 years ago, is to facilitate access to justice by assisting Aboriginal people involved in the criminal and family justice system to understand their rights, responsibilities and options under the law and to obtain fair, just, equitable and culturally sensitive treatment.

The Ontario Aboriginal Courtwork Program is delivered through the Ontario Federation of Indian Friendship Centres (OFIFC) and Aboriginal Legal Services of Toronto (ALST) and is cost-shared with the federal government. There are currently 38 court workers serving 41 courts across Ontario.

### **Aboriginal Community Justice Program**

Aboriginal Community Justice Programs are primarily post-charge alternative justice programs where minor offences are stayed, adjourned or withdrawn and resolved in a community process. Some programs also offer expanded pre-charge and/or community mediation-related services. The community process provides offenders with an opportunity to understand and redress the consequences of their behaviour.

Ontario currently funds 10 Aboriginal Community Justice Programs providing services in 25 communities, of which 9 programs are cost-shared with the federal government, one program is cost-shared with Legal Aid Ontario, and one program is cost-shared with Quebec Justice.

## Gladue Service Program

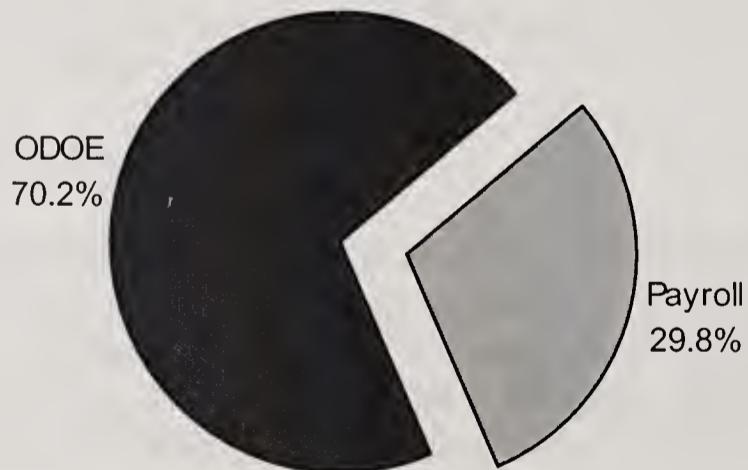
Ontario in partnership with Legal Aid Ontario and the federal government fund four Gladue Service Programs. The program ensures that courts take into account sanctions, other than imprisonment when considering sentencing of Aboriginal offenders. The programs provide services to courts in the Greater Toronto Area, Hamilton-Brantford, Kitchener-Waterloo-Guelph, London, Thunder Bay and Manitoulin District. Services include the preparation of 'Gladue Reports' that provide the court with information on the offender and systemic factors to satisfy the information required by the sentencing provisions of the Criminal Code (S.718.2.e). Gladue services may include Caseworkers who prepare reports for the courts, and Aftercare Workers who provide aftercare to offenders through referrals to culturally appropriate community services.

**VOTE/ITEM: 302-4**
**VOTE: PROSECUTING CRIME**
**ITEM: INDEPENDENT POLICE REVIEW OFFICE**
**TYPE: OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates	Estimates 2008-09	Interim	Actuals 2007-08
				%	
	\$	\$	\$	\$	\$
Salaries and Wages	2,492,200	2,492,200	-	-	-
Employee Benefits	249,200	249,200	-	-	-
Transportation and Communication	256,900	256,900	-	-	-
Services	5,448,800	5,448,800	-	-	-
Supplies and Equipment	753,800	753,800	-	-	-
<b>Total</b>	<b>9,200,900</b>	<b>9,200,900</b>	<b>-</b>	<b>-</b>	<b>-</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Independent Police Review Office (new item)	9,200,900
<b>Total</b>	<b>9,200,900</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **302-4**

VOTE: **PROSECUTING CRIME**

ITEM: **INDEPENDENT POLICE REVIEW OFFICE**

TYPE: **OPERATING EXPENSE**

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## ITEM DESCRIPTION

The Independent Police Review Office (IPRO), a new regulatory agency, has a statutory mandate for oversight functions of police complaints, including police services of approximately 59 police forces and 165 Ontario Provincial Police detachments.

The Independent Police Review Office will provide effective impartial civilian oversight, including a fair, independent and transparent process for dealing with public complaints about police conduct, policies or services.

## FUNCTIONS

Since the dismantling of the Police Complaints Commission in 1997, there has been no formal police complaints system in Ontario. In 2004, the McGuinty government appointed former Chief Justice Patrick LeSage, to conduct an independent review of Ontario's police complaints system. The resulting Bill 103 was introduced in 2006 and passed in May 2007. The statute implemented the LeSage recommendations establishing the role of Independent Police Review Director and creating a new public complaint process by amending the *Police Services Act*. It is known as the *Independent Police Review Act, 2007* (to be proclaimed).

IPRO's function is to provide an independent and streamlined process for public complaints against conduct, policies or service from the initial filing to the resolution stage. Once proclaimed, the IPRO will provide independent civilian oversight of police conduct helping to achieve a number of important goals by:

- ensuring that concerns about police conduct are not dealt with purely as an issue between the police service and the officer;
- ensuring that police are held accountable to the public for their conduct;
- providing an early warning system for the identification and resolution of problems, individual or systemic, between the police and the community which helps to maintain public confidence and trust in police and policing;
- educating the public and police about the complaints system, building relationships between the community and the police and publishing statistical reports to help improve policing in Ontario;
- identifying and helping to resolve systemic issues between the police and the community, which helps to maintain public confidence and trust in police and policing.

VOTE/ITEM: **302-16**

VOTE: **PROSECUTING CRIME**

ITEM: **STATUTORY APPROPRIATIONS - PAYMENTS UNDER THE  
MINISTRY OF TREASURY AND ECONOMICS ACT**

TYPE: **OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Other Transactions	1,000	-	-	1,000	1,000,000	1,035,200
<b>Total</b>	<b>1,000</b>	<b>-</b>	<b>-</b>	<b>1,000</b>	<b>1,000,000</b>	<b>1,035,200</b>

VOTE/ITEM: **302-05**

VOTE: **PROSECUTING CRIME**

ITEM: **CRIMINAL LAW DIVISION - CAPITAL EXPENSE**

TYPE: **CAPITAL EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Other Transactions	1,000	1,000	-	-	-	-
<b>Total</b>	<b>1,000</b>	<b>1,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Vehicle Fleet Expense	\$	1,000
<b>Total</b>		<b>1,000</b>

**VOTE/ITEM: 302-18**

**VOTE: PROSECUTING CRIME**

**ITEM: STATUTORY APPROPRIATIONS – AMMORTIZATION, THE FINANCIAL ADMINISTRATION ACT**

**TYPE: CAPITAL EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	\$	%	\$	\$
Other Transactions - Amortization	15,000	15,000	-	-	-	-
<b>Total</b>	<b>15,000</b>	<b>15,000</b>	-	-	-	-

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Amortization Expense - Vehicle Fleet	\$	15,000
<b>Total</b>		<b>15,000</b>

**VOTE/ITEM: 302-6**

**VOTE: PROSECUTING CRIME**

**ITEM: CRIMINAL LAW DIVISION ASSETS**

**TYPE: CAPITAL ASSETS**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>	<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
				<b>\$</b>	
Land and Marine Fleet	212,000	212,000	-	-	-
<b>Total</b>	<b>212,000</b>	<b>212,000</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Note:**

The Province began capitalizing tangible capital assets in 2002, consistent with the Canadian Institute for Chartered Accountants, and the Public Sector Accounting Board. As part of a phased in approach, 2009/10 marks the first year that the Ministry is moving to capitalize Minor Tangible Capital Assets (mTCA). The new "capital asset" structure for recording mTCA expenditures and expenses includes provisions for the capital asset and amortization.

Minor Tangible Capital Assets include Information Technology (Hardware, and Business Application Software), and Land and Marine Fleet.

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Capital Assets - Vehicle Fleet	\$	212,000
<b>Total</b>		<b>212,000</b>

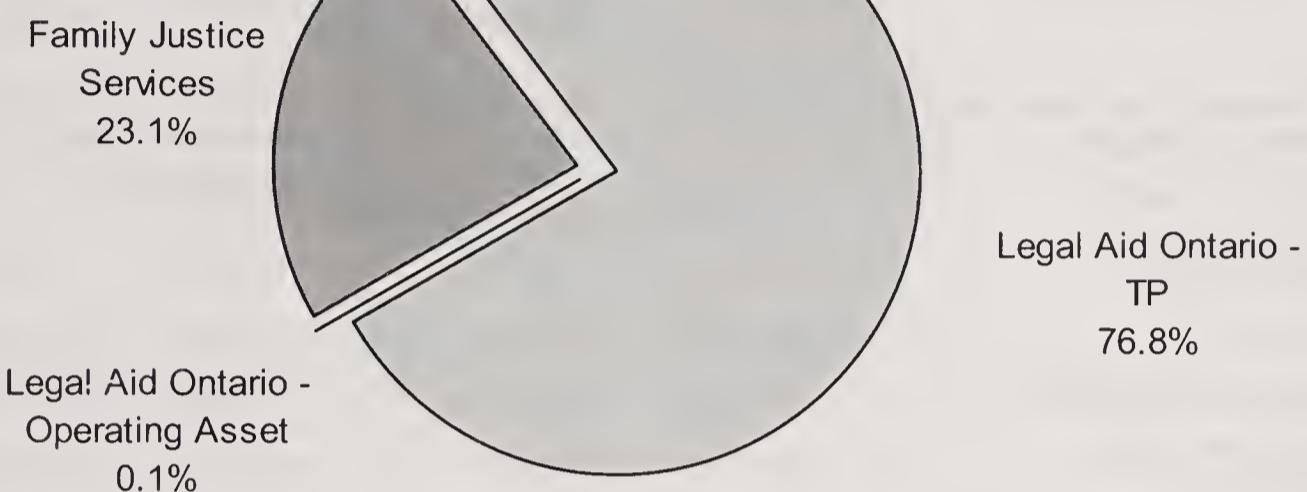
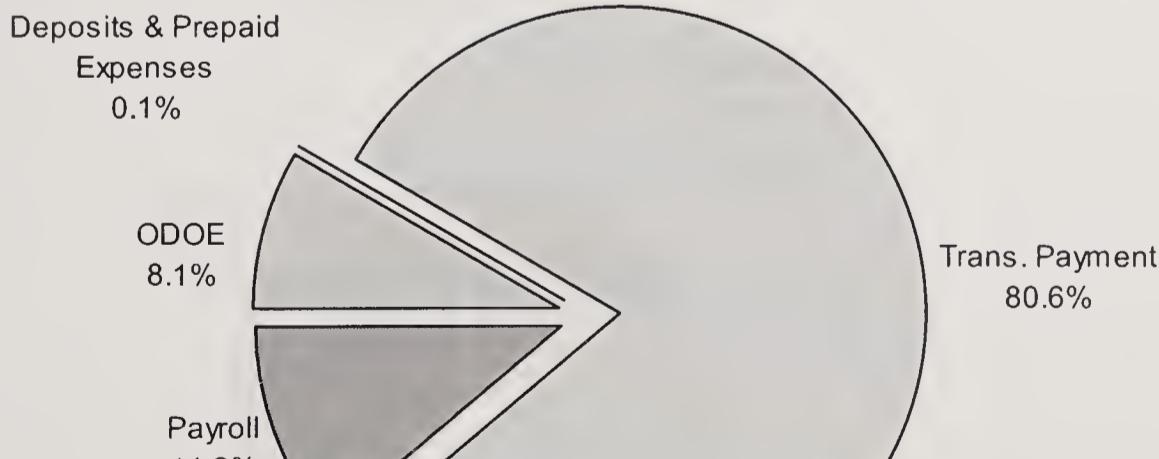
## VOTE 303 FAMILY JUSTICE SERVICES

### FAMILY JUSTICE SERVICES VOTE:

This program provides for the administration of judicial, minors' and incapable persons' trusts; protecting the public interest in charitable property; investigating allegations of abuse against incapable adults; making medical treatment decisions for incapable people; administering estates where there is no will and no next-of-kin in Ontario; protecting the legal interests and personal and property rights of children in child protection, custody/access and divorce/separation cases and civil litigation/estates cases; providing supervised access to children by parents in custody and access matters; and providing supervision of accused persons released on bail from pre-trial custody.

### OPERATING EXPENSE

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	%	Estimates	Interim Actuals 2008-09	Actuals 2007-08
				2008-09	\$	\$
<b>OPERATING EXPENSE</b>						
Family Justice Services	86,534,300	1,902,000	2.2	84,632,300	85,617,200	80,222,756
Legal Aid Ontario	287,781,100	1,970,000	0.7	285,811,100	285,811,100	283,872,600
Total Including Special Warrants	374,315,400	3,872,000	1.0	370,443,400	371,428,300	364,095,356
Less: Special Warrants	-	-		-	-	-
<b>Total Operating Expense to be Voted</b>	<b>374,315,400</b>	<b>3,872,000</b>	<b>1.0</b>	<b>370,443,400</b>	<b>371,428,300</b>	<b>364,095,356</b>
Special Warrants	-	-		-	-	-
<b>Total Operating Expense</b>	<b>374,315,400</b>	<b>3,872,000</b>	<b>1.0</b>	<b>370,443,400</b>	<b>371,428,300</b>	<b>364,095,356</b>
 <b>OPERATING ASSETS</b>						
Legal Aid Ontario	267,000	(232,000)	(46.5)	499,000	-	-
<b>Total Operating Assets to be Voted</b>	<b>267,000</b>	<b>(232,000)</b>	<b>(46.5)</b>	<b>499,000</b>	<b>-</b>	<b>-</b>

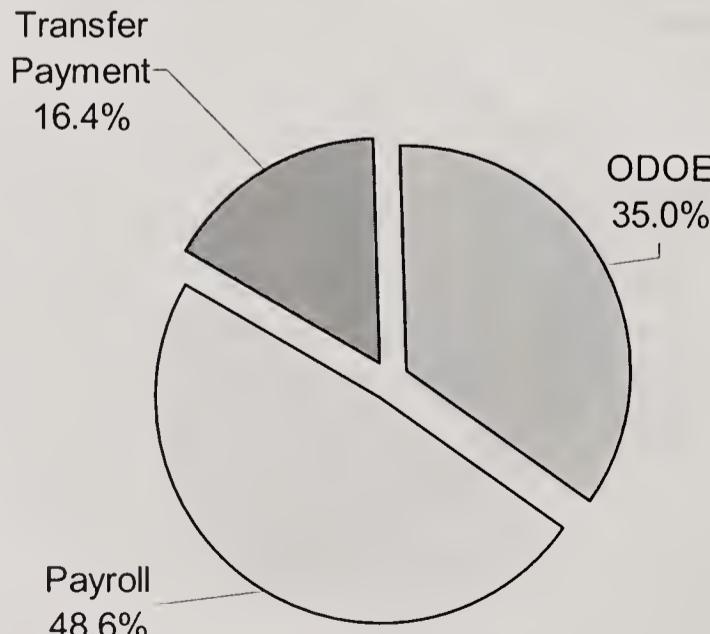
**FAMILY JUSTICE SERVICES VOTE:****ITEMS****STANDARD ACCOUNT**

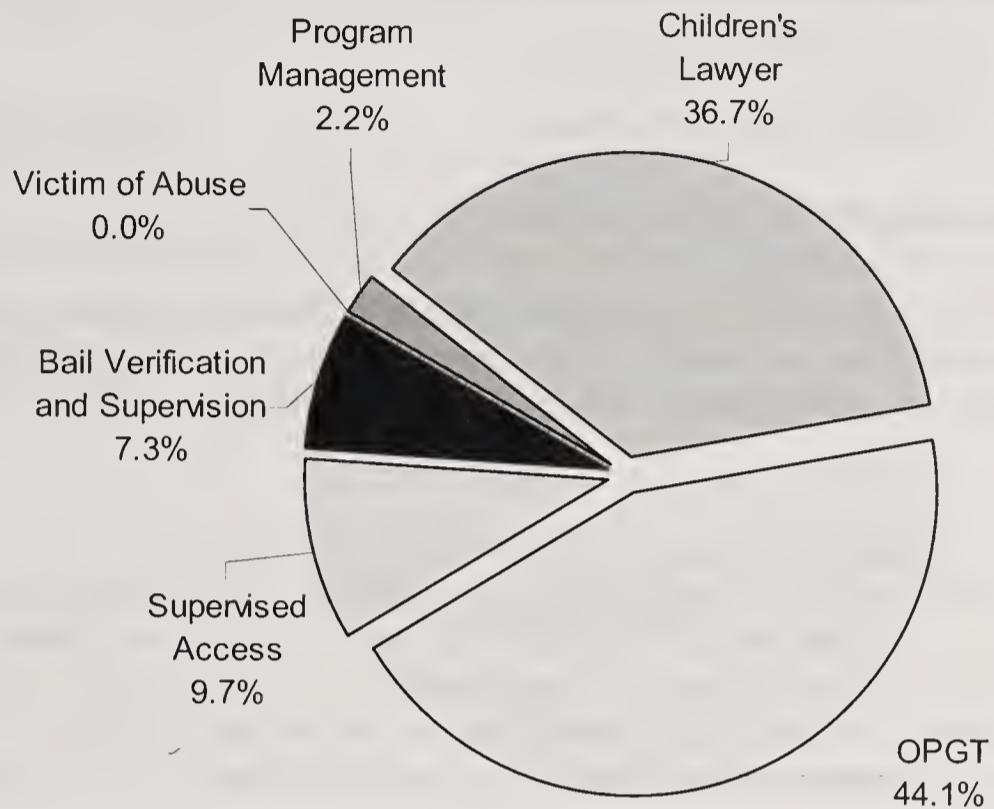
**VOTE/ITEM:** 303-1  
**VOTE:** FAMILY JUSTICE SERVICES  
**ITEM:** FAMILY JUSTICE SERVICES  
**TYPE:** OPERATING EXPENSE

Standard Account	Estimates 2009-10 \$	Change from 2008-09 Estimates		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
Salaries and Wages	37,328,400	3,785,000	11.3	33,543,400	34,287,900	32,115,952
Employee Benefits	4,720,100	455,300	10.7	4,264,800	4,171,800	4,218,426
Transportation and Communication	1,668,200	24,400	1.5	1,643,800	1,567,600	1,547,920
Services	27,936,300	(2,108,500)	(7.0)	30,044,800	30,191,500	28,616,472
Supplies and Equipment	754,800	(194,200)	(20.5)	949,000	1,354,700	1,706,745
Transfer Payments - Operating	14,201,500	(60,000)	(0.4)	14,261,500	14,118,700	12,082,715
Recoveries from other Ministries	(75,000)	-	-	(75,000)	(75,000)	(65,474)
<b>Total</b>	<b>86,534,300</b>	<b>1,902,000</b>	<b>2.2</b>	<b>84,632,300</b>	<b>85,617,200</b>	<b>80,222,756</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	3,624,200
Ministry Savings Target	(340,000)
Workload/Auditor General Recommendations (OPGT)	1,572,700
BATP IT Solution (Reversal)	(2,987,500)
Other	32,600
<b>Total</b>	<b>1,902,000</b>

**STANDARD ACCOUNTS**


**SUB-ITEMS OPERATING EXPENSE**

VOTE/ITEM: **303-1**  
VOTE: **FAMILY JUSTICE SERVICES**  
ITEM: **FAMILY JUSTICE SERVICES**  
SUB-ITEM: **CHILDREN'S LAWYER**  
TYPE: **OPERATING EXPENSE**

---

### **SUB-ITEM DESCRIPTION**

As provided for by law, the Office of the Children's Lawyer investigates, advocates, protects and represents the personal and property rights and obligations of children in proceedings before the courts and tribunals of Ontario.

### **FUNCTIONS**

The Children's Lawyer provides legal services for children under sections 89 and 112 of the *Courts of Justice Act*, the Rules of the Courts, section 38 of the *Child and Family Services Act* and the *parens patriae* (the responsibility to act on behalf of those people who cannot take care of themselves) jurisdiction of the Attorney General. In exceptional circumstances the Children's Lawyer also provides legal services for mentally incapable adults.

#### **Custody/Access Cases**

The Office has established criteria for accepting cases requiring legal representation and/or a clinical investigation report of The Children's Lawyer in accordance with sections 89 and 112 of the *Courts of Justice Act*. For example, a child's counsel is appointed by The Children's Lawyer only in those disputes where representation for the child will contribute meaningfully to the resolution of the matter and/or protect the child's interest in the proceedings. Subject to regional and local availability, the party may be advised to avail themselves of alternate resources, such as assessment or mediation.

The Office becomes involved in a case where there is litigation concerning custody of and/or access to the child under the *Divorce Act* or the *Children's Law Reform Act*. The nature of the service provided depends on the circumstances governing the case and the availability of resources within the community. Strong emphasis is placed on the use of dispute resolution techniques.

#### **Child Protection Cases**

The Children's Lawyer acts as counsel for children in need of protection under court order authorized in section 38 of the *Child and Family Services Act*. The Children's Lawyer has no discretion in this regard, so that, if a court order is made the Children's Lawyer must act. The Children's Lawyer also acts as counsel for children before

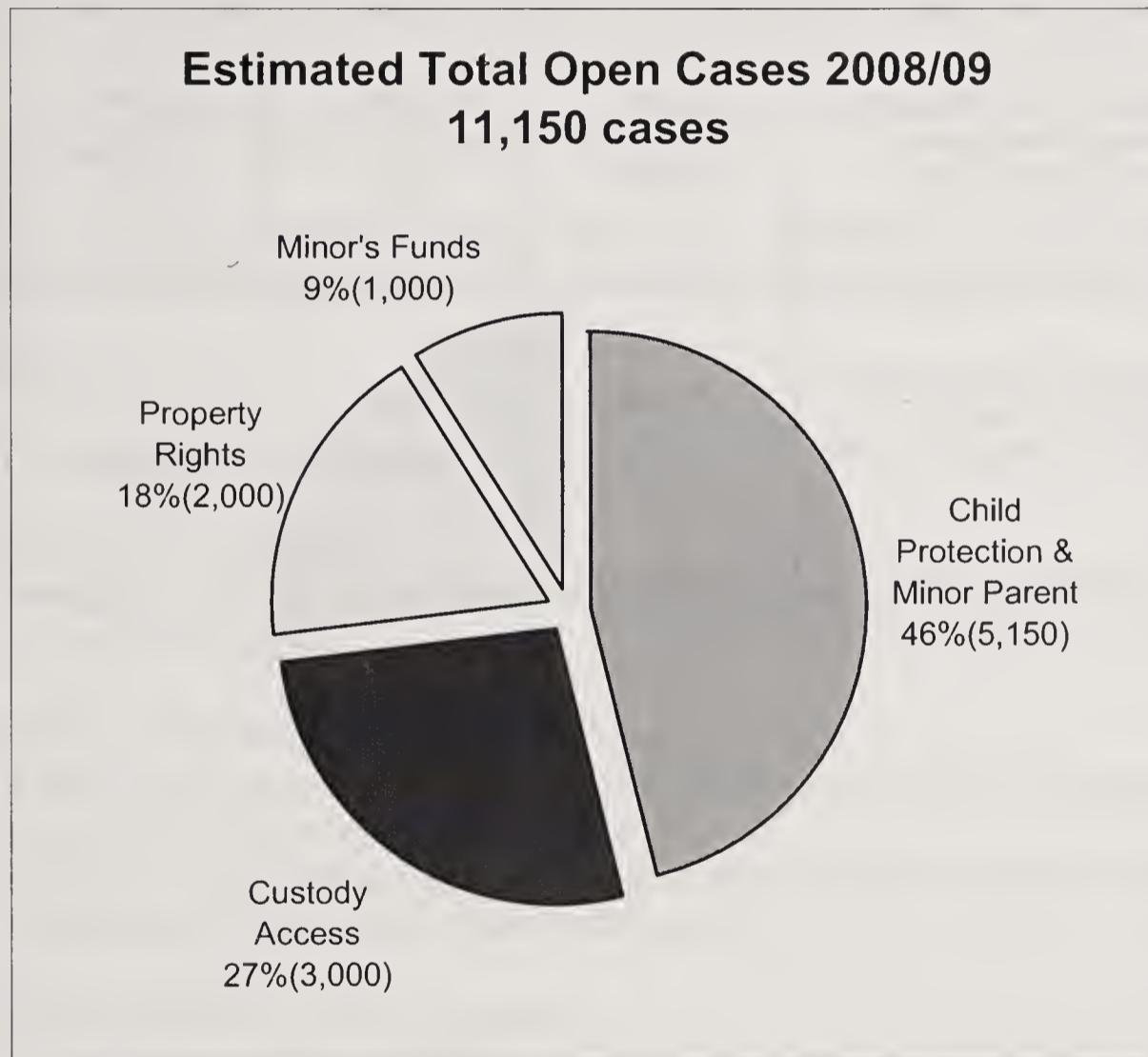
tribunals (e.g., Criminal Injuries Compensation Board, and Child and Family Services Review Board).

The *Child and Family Services Act* now provides that the Children's Lawyer may act as counsel in alternative dispute resolution processes outside the court system. This change was effective November 30, 2006.

### Property Rights Cases

The Children's Lawyer acts as litigation guardian and legal representative for children, the unborn and unascertained who are parties to court proceedings in estates, trusts, insurance, motor vehicle cases and other civil actions.

### SUB-ITEM STATISTICAL DATA



**PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of custody/access cases with Office of the Children's Lawyer representation, settled without a trial	64.1% (65%)	62.0% (65%)	65.8% (65%)	65%
% of cases where the Office of the Children's Lawyer involvement assisted in resolving the matter	85.0% (83%)	85.8% (83%)	85.8% (83%)	83%
% of property rights cases resolved by the Office of the Children's Lawyer without a contested hearing or trial	81.6% (82%)	87.2% (82%)	91.1% (82%)	84%

VOTE/ITEM: **303-1**  
VOTE: **FAMILY JUSTICE SERVICES**  
ITEM: **FAMILY JUSTICE SERVICES**  
SUB-ITEM: **PUBLIC GUARDIAN AND TRUSTEE/ACCOUNTANT OF THE SUPERIOR COURT JUSTICE**  
TYPE: **OPERATING EXPENSE**

---

### **SUB-ITEM DESCRIPTION**

The Office of the Public Guardian and Trustee (OPGT) manages the financial affairs of mentally incapable people who do not have anyone willing or able to act on their behalf. As court-appointed guardian, the Public Guardian and Trustee makes decisions about personal care in the areas of shelter, food, clothing, hygiene, safety and health care. The Public Guardian and Trustee is also responsible for the Accountant of the Ontario Superior Court of Justice as the depository for all monies, securities and mortgages pursuant to judgments, orders and reports of the Court.

Total assets under administration were \$1.381 billion (estimated) for the fiscal year ending March 31, 2009 as compared to \$1.374 billion as at March 31, 2008.

### **FUNCTIONS**

The OPGT provides trust administration through:

Trust Administration Operations:

- manages the assets and financial affairs of mentally incapable people throughout Ontario.

Estates Administration and Corporations Division:

- searches for heirs and if necessary administers the estates of deceased persons in Ontario who die without a will; and
- in certain cases, deals with the assets of involuntarily dissolved Ontario corporations which are forfeited to the Crown.

Accountant of the Superior Court of Justice:

- monies deposited with the Accountant are received, managed and disbursed pursuant to judgments, orders and reports of the Ontario Superior Court of Justice in accordance with the *Courts of Justice Act* and other relevant statutes.

**Charitable Property Division:**

- deals with issues relating to the management of charitable property within the Province of Ontario and monitors wills containing charitable bequests.

**Other:**

- holds and invests cemetery perpetual care funds.

The OPGT also provides non-trust administration responsibilities such as:

- acting as treatment decision-maker of last resort for people who are not capable of making their own treatment decisions and do not have anyone else to make these decisions for them;
- serving as litigation guardian of last resort under the Rules of Civil Procedure for mentally incapable persons;
- screening and monitoring private applications to replace the OPGT as guardian;
- investigating abuse or neglect of mentally incapable people;
- coordinating the provincial capacity assessment system through provision of information to the public, provision of training and advice to Assessors and setting of standards for capacity assessments.

**SUB-ITEM STATISTICAL DATA**

	2005-06 Actual	2006-07 Actual	2007-08 Actual	2008-09 Estimated	2009-10 Projected
Property Cases	8,898	9,133	9,416	9,780	10,000
Value of Assets under Management— Millions \$ Property / Estates / Corporations/Cemeteries	\$552.8	\$582.2	\$619.9	\$650.0	\$640.0
Applications for statutory guardianship processed	305	303	280	174	280
Applications for court-appointed guardianship received	255	266	300	300	300
Requests to Treatment Decision Unit	4,644	4,446	5,282	5,200	5,200
Accountant of the Superior Court of Justice cases	36,551	36,014	35,252	35,500	36,000
Value of Assets Under Management – Millions \$ Accountant of the Superior Court of Justice	\$574.7	\$595.0	\$595.0	\$600.0	\$600.0

## PERFORMANCE MEASURES AND ACHIEVEMENTS

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of allegations of abuse of mentally incapable adults responded to within 24 hours by the Office of the Public Guardian and Trustee	99% (94%)	99% (94%)	99% (94%)	95%
% of requests for medical treatment decisions for mentally incapable adults responded to within 24 hours by the Office of the Public Guardian and Trustee	99% (96%)	99% (96%)	99% (97%)	97%

VOTE/ITEM: **303-1**  
VOTE: **FAMILY JUSTICE SERVICES**  
ITEM: **FAMILY JUSTICE SERVICES**  
SUB-ITEM: **SUPERVISED ACCESS**  
TYPE: **OPERATING EXPENSE**

### **SUB-ITEM DESCRIPTION**

The government provides transfer payment funding to community-based, non-profit organizations to provide Supervised Access services throughout the province within 52 court districts. The main objective of these centres is to provide a safe, neutral and child-focused setting for visits and exchanges between a child and a non-custodial parent or other person, such as a grandparent, in cases where there are concerns about the safety of the child and/or custodial parent.

### **FUNCTIONS**

- provides integrity to orders of the court by allowing an access order to be implemented through supervised access visits, particularly in cases where enforcement and safety are an issue;
- provides a safe, neutral and supervised setting for access visits and exchanges between children and their non-custodial parent using trained staff and volunteers;
- facilitates access visits that might not otherwise occur thus allowing children to maintain a relationship with the non-custodial parent;
- provides an effective and creative way of dealing with acrimonious access disputes outside the court system;
- provides the court and/or lawyers with factual reports regarding the participants' use of the service.

### **SUB-ITEM STATISTICAL DATA**

	<b>2005-06</b>	<b>2006-2007</b>	<b>2007-08</b>	<b>2008-09</b>	<b>2009-10</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Estimate*</b>	<b>Projected</b>
Total number of visits and exchanges	49,321	50,545	52,781	55,000	56,500
Total number of families	25,512	26,665	30,821	33,900	37,300
Total number of Pd/Unpd staff hours	149,255	150,198	154,666	174,377	176,000

\*Estimates based on numbers up to end of January 2009

**PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of safe visits and exchanges (without incident) between children and their non-custodial parent in Supervised Access Centres	99.9% (98%)	99.9% (98%)	99.8% (98%)	99.9%

VOTE/ITEM: **303-1**  
VOTE: **FAMILY JUSTICE SERVICES**  
ITEM: **FAMILY JUSTICE SERVICES**  
SUB-ITEM: **BAIL VERIFICATION AND SUPERVISION**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Bail Verification and Supervision program provides transfer payment funding to 16 locations serving people accused of criminal offences who, were it not for the program, may not qualify for bail because they do not have sufficient financial resources or social ties to qualify for release. Bail Programs are located in Barrie, Brampton, Orangeville, Brantford, Hamilton, Kitchener, London, Ottawa, Cornwall, Sault Ste. Marie, St. Catharines, Sudbury, Thunder Bay, Toronto, Oshawa and Windsor.

### **FUNCTIONS**

The program has two main functions:

- verification: information is collected from the accused person and then verified to help the court in the bail and bail supervision decision making process;
- supervision/referral: supervision under the Bail Program is ordered by the court. The program monitors the accused person for compliance with the bail order and the return to court on the scheduled trial date. Often, referrals are made to community programs for counselling and other services.

### **SUB-ITEM STATISTICAL DATA**

	<b>2005-06 Actual</b>	<b>2006-07 Actual</b>	<b>2007-08 Actual</b>	<b>2008-09 Estimate</b>	<b>2009-10 Projected</b>
Number of New Cases	3,403	3,969	4,284	4,450	4,450

## PERFORMANCE MEASURES AND ACHIEVEMENTS

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of Bail Verification and Supervision Program clients who attend all of their court appearances	84% (83%)	84% (83%)	83% (83%)	83%

VOTE/ITEM: **303-1**  
VOTE: **FAMILY JUSTICE SERVICES**  
ITEM: **FAMILY JUSTICE SERVICES**  
SUB-ITEM: **VICTIMS OF ABUSE**  
TYPE: **OPERATING EXPENSE**

---

### ITEM DESCRIPTION

The Victims of Abuse in Provincial Institutions Program was responsible for the implementation of settlement agreements for St. John's, St. Joseph's and Grandview Training Schools. The agreements set out a process for determining eligibility for programs and benefits for former wards of St. John's, St. Joseph's and Grandview Training Schools. The major programs and benefits available to eligible claimants include financial compensation, counselling, educational and vocational opportunities, and a contingency/opportunity fund to support a range of other needs.

Financial compensation and counselling, under these settlement agreements, has already been paid to all eligible claimants.

The service contract with the Family Service Centre Ottawa-Carleton to administer the St. John's / St. Joseph's agreement, ended March 31, 2000.

### FUNCTIONS

- educational / vocational training is the only remaining obligation of the government under the terms of the Grandview Agreement.
- responsibilities for administering the program are included in the Program Support Unit of the Policy and Family Justice Services Division.

### ITEM STATISTICAL DATA

	2005-06 Actual	2006-07 Actual	2007-08 Actual	2008-09 Estimate	2009-10 Projected
Educational/Vocational – Eligible Clients	11	11	10	10	10
*Clients who accessed services	4	4	3	2	3
*Transfer Payments – (in 000's)	\$7.6	\$15.9	\$20.6	\$15.0	\$20.0

Note: The original number of eligible claimants for benefits was 320.

\* Revised to provide additional information on service levels.

**VOTE/ITEM:** 303-2  
**VOTE:** FAMILY JUSTICE SERVICES  
**ITEM:** LEGAL AID ONTARIO  
**TYPE:** OPERATING EXPENSE

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Transfer Payments - Operating	287,781,100	1,970,000	0.7	285,811,100	285,811,100	283,872,600
<b>Total</b>	<b>287,781,100</b>	<b>1,970,000</b>	<b>0.7</b>	<b>285,811,100</b>	<b>285,811,100</b>	<b>283,872,600</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Family Law and Tariff Increase	\$ 2,000,000
Reinvestment Adjustment	(30,000)
<b>Total</b>	<b>1,970,000</b>

## ITEM DESCRIPTION

Legal Aid Ontario (LAO) provides legal aid services to low-income Ontarians. LAO's authority for providing these services is the *Legal Aid Services Act, 1998*.

## FUNCTIONS

LAO's 2009-10 Business Plan affirms its dedication to its mandate of promoting access to justice throughout Ontario for low-income individuals by providing consistently high quality legal aid services in a cost-effective and efficient manner. LAO provides legal aid services in a number of areas, including criminal and family matters, and immigration and refugee hearings. The Province pays 100% of the cost of Family Legal Aid, which protects the interests of vulnerable women and children. The other areas of Legal Aid are cost-shared with the Federal Government.

In 2009-10 LAO has a major role to play in making the criminal justice system more effective and will play a key role in the implementation of the ministry's Justice on Target (JOT) initiative. It will continue to focus on maximizing efficiencies and effectiveness and exploring non-monetary solutions to closing service gap by:

- finding internal efficiency gains through its Value Agenda;
- creating performance measurements and audit programs;
- measuring against performance targets; and
- building stronger relationships with service providers, stakeholders and government.

In 2009-10 LAO intends to continuing work on:

- modernizing the delivery of its services, duty counsel, and clinic law;
- improving access to legal aid through its simplified financial eligibility test and support of Justice on Target;
- improving accountability for big case management and protocol cases;
- building relationships with the private bar and clinics;
- improving efficiencies on how they do business through internal and external initiatives; and
- setting priorities to determine organizational goals.

## ITEM STATISTICAL DATA

	2006-07	2007-08	2008-09	2009-10
	Annual Report 2007	Annual Report 2008	Estimate	Projected
<b>Number of Clients Assisted</b>				
Certificates Issued	109,101	107,299	114,751	112,511
Legal Assists by Duty Counsel	1,046,956	1,078,703	1,097,743	1,091,907
Community Legal Clinic Services	155,840	156,588	158,457	160,046
Student Legal Aid Service Cases	17,560	20,994	21,000	21,000
	<b>1,329,457</b>	<b>1,363,584</b>	<b>1,391,951</b>	<b>1,385,464</b>

## PERFORMANCE MEASURES AND ACHIEVEMENTS

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of Legal Aid Ontario Family Settlement Conferences resulting in settlement out of court	62% (56%)	60% (58%)	58% (58%)	58%

**VOTE/ITEM:** 303-3

**VOTE:** FAMILY JUSTICE SERVICES

**ITEM:** LEGAL AID ONTARIO - OPERATING ASSET

**TYPE:** OPERATING ASSETS

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Deposits and Prepaid Expenses	267,000	(232,000)	(46.5)	499,000	-	-
<b>Total</b>	<b>267,000</b>	<b>(232,000)</b>	<b>(46.5)</b>	<b>499,000</b>	<b>-</b>	<b>-</b>

## VOTE 304 LEGAL SERVICES

### LEGAL SERVICES VOTE:

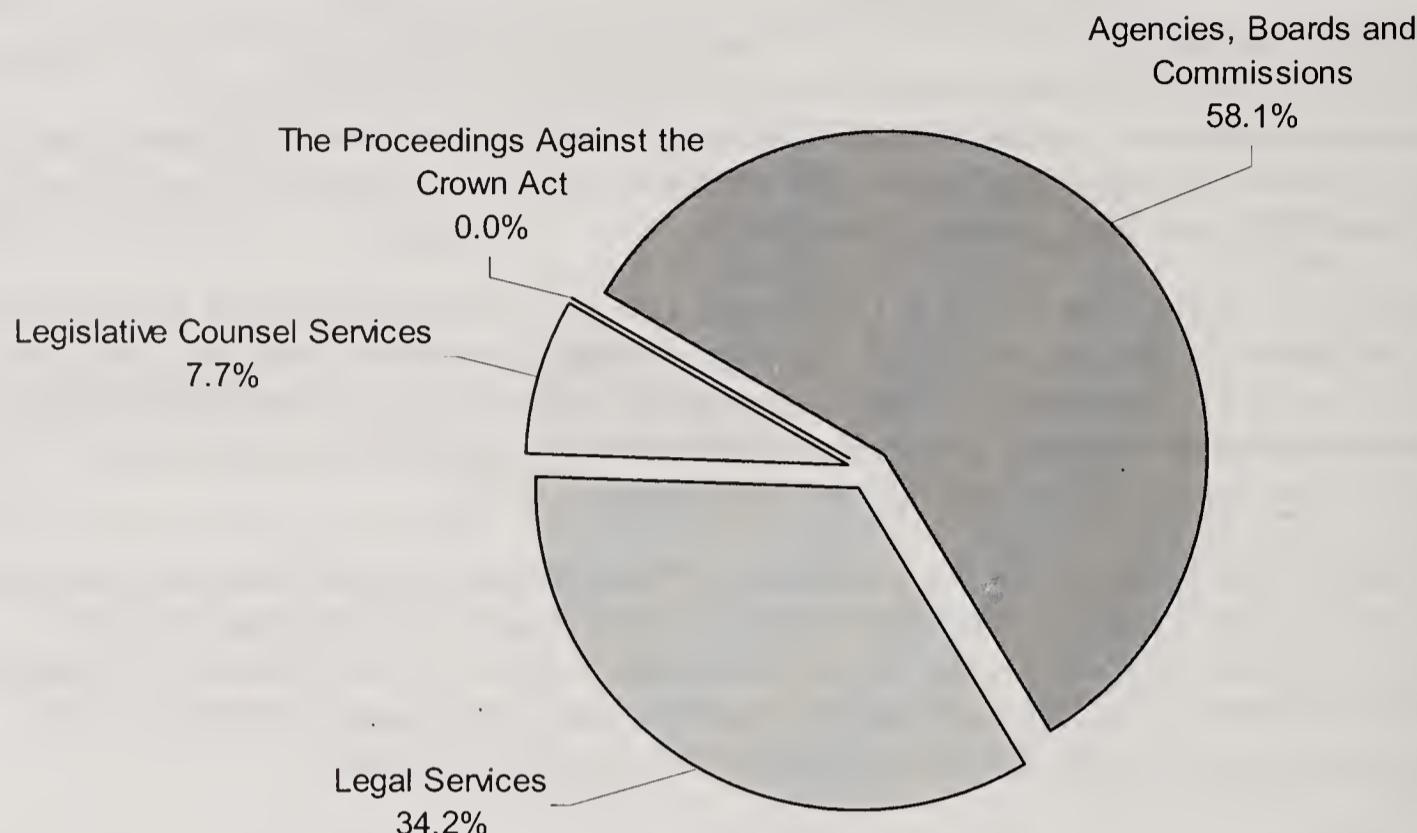
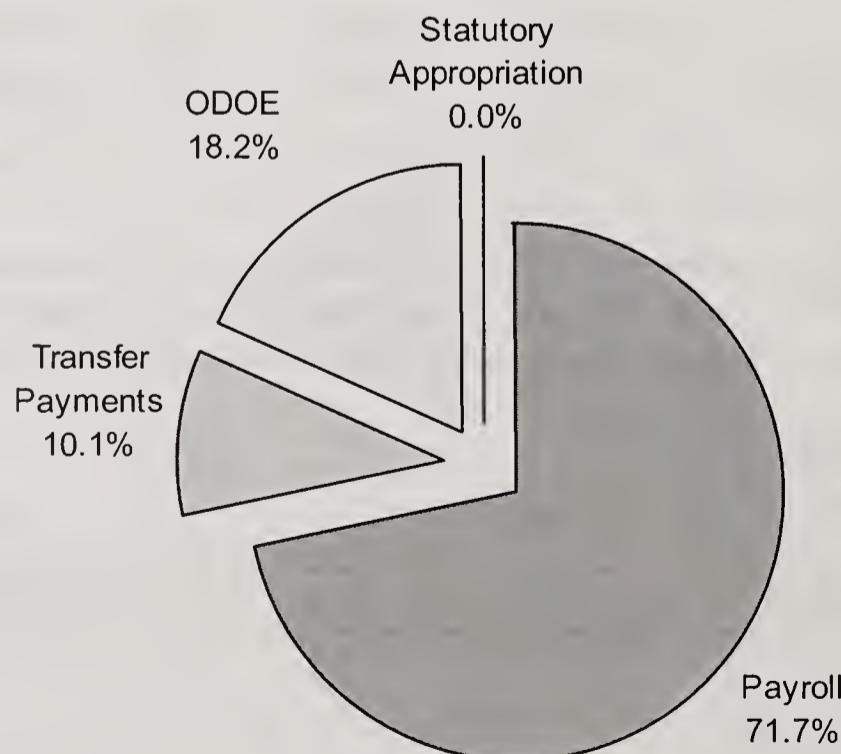
This program supports the role of the Attorney General as Chief Law Officer of the Crown by providing the government with expert legal advice, advocacy and representation before tribunals and at all levels of court. Timely and high quality legal advice and services are critical to the government's ability to develop and deliver on its core businesses, policies, programs and services.

This program includes the Office of Legislative Counsel being responsible for drafting all provincial bills in English and French, drafting all regulations and translating them to French as required, overseeing the e-Laws website and supplying all legislative data, and providing legal advice on legislative matters to the Legislative Assembly and Cabinet. It also consolidates statutes and regulations.

The program also provides for the operation of the agencies, boards and commissions within the ministry including the Assessment Review Board, the Ontario Municipal Board, the Ontario Human Rights Commission, the Human Rights Tribunal of Ontario, the Human Rights Legal Support Centre, and the Law Commission of Ontario. The Ministry is also responsible for the administration of public inquiries.

### OPERATING

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
<b>OPERATING EXPENSE</b>						
Agencies, Boards and Commissions	38,982,100	(16,138,600)	(29.3)	55,120,700	58,318,600	54,073,546
Legal Services	22,933,600	(166,600)	(0.7)	23,100,200	25,156,100	18,915,474
Legislative Counsel Services	5,193,400	456,500	9.6	4,736,900	5,139,500	5,279,353
Total Including Special Warrants	67,109,100	(15,848,700)	(19.1)	82,957,800	88,614,200	78,268,373
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense to be Voted</b>	<b>67,109,100</b>	<b>(15,848,700)</b>	<b>(19.1)</b>	<b>82,957,800</b>	<b>88,614,200</b>	<b>78,268,373</b>
Special Warrants	-	-	-	-	-	-
<b>Statutory Appropriations:</b>						
The Proceedings Against the Crown Act	1,000	-	-	1,000	17,000,000	38,330,237
<b>Total Operating Expense</b>	<b>67,110,100</b>	<b>(15,848,700)</b>	<b>(19.1)</b>	<b>82,958,800</b>	<b>105,614,200</b>	<b>116,598,610</b>

**LEGAL SERVICES VOTE:****ITEMS****STANDARD ACCOUNTS**

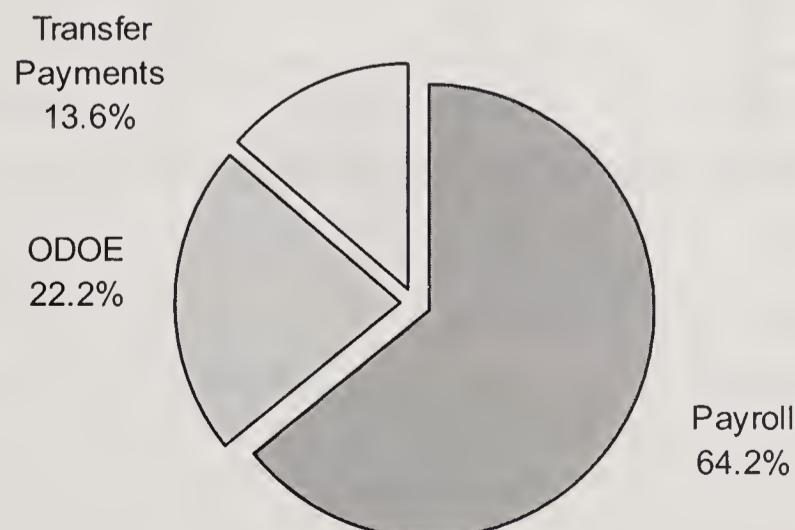
**VOTE/ITEM:** **304-1**  
**VOTE:** **LEGAL SERVICES**  
**ITEM:** **AGENCIES, BOARDS AND COMMISSIONS**  
**TYPE:** **OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Salaries and Wages	22,442,100	(6,178,600)	(21.6)	28,620,700	27,163,300	23,868,801
Employee Benefits	2,586,100	(1,500,000)	(36.7)	4,086,100	3,288,400	3,044,717
Transportation and Communication	3,260,700	561,400	20.8	2,699,300	2,374,500	2,370,719
Services	4,595,300	(11,158,900)	(70.8)	15,754,200	21,014,000	23,458,149
Supplies and Equipment	814,500	(250,400)	(23.5)	1,064,900	1,254,300	1,331,160
Transfer Payments - Operating	5,283,400	2,387,900	82.5	2,895,500	3,224,100	-
<b>Total</b>	<b>38,982,100</b>	<b>(16,138,600)</b>	<b>(29.3)</b>	<b>55,120,700</b>	<b>58,318,600</b>	<b>54,073,546</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	2,566,400
Public Inquires (Cornwall & Goudge) – (Reversal)	(12,085,600)
Human Rights Transformation (one-time 2008-09 transition costs)	(6,282,000)
Ministry Savings Target	(300,000)
Other	(37,400)
<b>Total</b>	<b>(16,138,600)</b>

**STANDARD ACCOUNTS**



VOTE/ITEM: **304-1**

VOTE: **LEGAL SERVICES**

ITEM: **AGENCIES, BOARDS AND COMMISSIONS**

SUB-ITEM: **ASSESSMENT REVIEW BOARD**

TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Assessment Review Board (ARB) is an independent adjudicative tribunal. The main function of ARB is to provide persons in Ontario (including property owners, corporations, legal representatives of a person, municipalities and school boards) with an opportunity to be heard if they believe there is an error in their assessed property value, classification, or the calculation of their property taxes. The ARB's role is to ensure that properties are assessed in accordance with the provisions of the *Assessment Act*. The ARB draws its jurisdiction from the *Assessment Act*, the *Municipal Act, 2001* and the *City of Toronto Act, 2006*. The ARB is the sole tribunal for all assessment appeals.

### **SUB-ITEM STATISTICAL DATA**

- As of January 19, 2009, the ARB had a caseload of 68,600 property assessment appeals and 3,700 municipal tax appeals. For the 2009 taxation year the ARB has projected an additional 60,000 complaints.

### **PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures (This is a new measure starting in 2008-09)	2006-07 Achievement	2007-08 Achievement	2008-09 Estimated Achievement (Target)	2009-10 Target
% of cases in which the ARB issues a decision in 60 days	-	-	90% (90%)	90%

VOTE/ITEM: **304-1**  
VOTE: **LEGAL SERVICES**  
ITEM: **AGENCIES, BOARDS AND COMMISSIONS**  
SUB-ITEM: **ONTARIO MUNICIPAL BOARD & BOARD OF NEGOTIATION**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Ontario Municipal Board (OMB) is an independent, adjudicative tribunal. Its principal responsibility is to resolve disputes from decisions made by Ontario municipalities and other decision-makers and to provide a decision, typically through mediations or hearings. Most applications and appeals to the Board involve disputes over land use planning, but a significant number also deal with land compensation, development charges, ward boundaries and aggregate resources. The Board is affected by approximately 70 public statutes and more than 80 private statutes, including the *Planning Act*, the *Expropriation Act*, the *Development Charges Act* and the *Local Improvement Act*.

The Board of Negotiation (BON) acts as a mediator in negotiating a settlement when real property is expropriated and no agreement is reached on compensation. The property owner or the expropriating authority can request the services of the Board.

### **SUB-ITEM STATISTICAL DATA**

- The OMB has a caseload of approximately 1,600 cases covering official plans, zoning by-laws, plans of subdivision, consents to sever land, minor variances, development charges, aggregate licenses and compensation for lands expropriated under the *Expropriations Act*.

### **PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures (This is a new measure started in 2007-08)	2006-07 Achievement	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of OMB decisions issued within 45 days of the end of a hearing	-	81% (80%)	76% (85%)	85%

**VOTE/ITEM:** **304-1**

**VOTE:** **LEGAL SERVICES**

**ITEM:** **AGENCIES, BOARDS AND COMMISSIONS**

**SUB-ITEM:** **ONTARIO HUMAN RIGHTS COMMISSION**

**TYPE:** **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Ontario Human Rights Commission works to promote a culture of human rights in the province by engaging in proactive measures, such as public education, policy development, monitoring, research and analysis. It can also conduct inquiries and may initiate applications or intervene in important cases involving public interest before the Tribunal.

The recently amended *Human Rights Code*, in section 29, describes the Commission's mandate to "promote and advance respect for human rights in Ontario, to protect human rights in Ontario and, recognizing that it is in the public interest to do so and that it is the Commission's duty to protect the public interest, to identify and promote the elimination of discriminatory practices."

**VOTE/ITEM:** **304-1**

**VOTE:** **LEGAL SERVICES**

**ITEM:** **AGENCIES, BOARDS AND COMMISSIONS**

**SUB-ITEM:** **HUMAN RIGHTS TRIBUNAL OF ONTARIO**

**TYPE:** **OPERATING EXPENSE**

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#### **SUB-ITEM DESCRIPTION**

The Human Rights Tribunal of Ontario deals with all claims of discrimination filed under the *Ontario Human Rights Code*. Human rights claims are filed directly with the Tribunal, and all cases that meet the requirements of the legislation will receive early access to an adjudicator to be resolved fairly, effectively and quickly. The new Human Rights Tribunal of Ontario provides claimants and respondents with direct access to a decision-maker who has the expertise to resolve the claim, whether through settlement or well-focussed hearings.

VOTE/ITEM: **304-1**  
VOTE: **LEGAL SERVICES**  
ITEM: **AGENCIES, BOARDS AND COMMISSIONS**  
SUB-ITEM: **HUMAN RIGHTS LEGAL SUPPORT CENTRE**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Human Rights Legal Support Centre (Centre) is a newly established agency, independent from, but accountable to, the Government of Ontario. The Centre has a legislative mandate, under the *Human Rights Code*, to provide advice and assistance to persons who have experienced an infringement of their human rights, including legal services related to applications and proceedings before the Human Rights Tribunal of Ontario.

The objects of the Centre, as set out in the *Code*, are as follows:

- to establish and administer a cost-effective and efficient system for providing support services, including legal services, respecting applications to the Human Rights Tribunal of Ontario; and
- to establish policies and priorities for the provision of support services based on its financial resources.

VOTE/ITEM: **304-1**  
VOTE: **LEGAL SERVICES**  
ITEM: **AGENCIES, BOARDS AND COMMISSIONS**  
SUB-ITEM: **PUBLIC INQUIRIES**  
TYPE: **OPERATING EXPENSE**

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### **SUB-ITEM DESCRIPTION**

The Lieutenant Governor in Council has the authority to call an inquiry into any matter connected with or affecting the good government of Ontario, or the administration of justice, or the conduct of public business, or any other matter that the Lieutenant Governor in Council declares to be of public concern, as long as the inquiry is not regulated by any special law.

#### **Cornwall Public Inquiry**

The Cornwall Inquiry was established on April 14, 2005, with the appointment of the Honourable G.Normand Glaude as Commissioner (Order-in-Council 558/2005). The Inquiry is expected to examine the institutional response of the justice system and other public institutions in relation to allegations of historical abuse of young people in the Cornwall area. OIC 558/2005 was amended to OIC 1787/2008, and required that the Commission receive all evidence and complete all other activities by January 30, 2009, which was accomplished. Closing submissions were completed by February 27, 2009, and the Commission is to deliver its final report to the Attorney General by July 31, 2009.

Research was commissioned by the Cornwall Public Inquiry on topics of interest to the Inquiry. The research was done by independent or community researchers or for party research, by parties. Phase 1 is the evidentiary phase, while Phase 2 is focussed on healing and reconciliation.

The Order specifically provides that counselling support is to continue for 90 days following the release of the Commission's final report.

#### **Inquiry into Pediatric Forensic Pathology in Ontario**

On April 25, 2007, the Inquiry into Pediatric Forensic Pathology in Ontario was established with the appointment of the Honourable Justice Stephen Goudge as Commissioner (Order-in-Council 826/2007). Its mandate was to conduct a systemic review and assessment of Ontario's pediatric forensic pathology system and to make recommendations to restore and enhance public confidence in pediatric forensic pathology and its future use in investigations and criminal proceedings. Commissioner Goudge released his Report on October 1, 2008.

## SUB-ITEM STATISTICAL DATA

### Cornwall Public Inquiry

- The Cornwall Public Inquiry's hearings began on February 13, 2006 and were completed on January 30, 2009.
- The Inquiry has heard testimony from 177 witnesses, including that of expert witnesses, senior officials representing instructional parties, and alleged victims of sexual abuse.
- The Inquiry's Advisory Panel has held numerous community meetings and hosted a variety of other public events in order to assess what the community needs and wants with respect to healing and reconciliation and to promote public education and dialogue on key policy issues. In late 2008 the Panel also received informal testimony given by 28 people and attended by 108 individuals.
- The Inquiry has received 15 completed Phase 2 research papers and expects the delivery of an additional three reports in 2009; it has received five completed Phase 1 research reports.
- A counselling support program has been established as part of the Inquiry's Phase 2 mandate, offering counselling support to anyone affected by the Inquiry. To date, the program has opened 395 counselling support files, of which 334 have an approved counselling plan.
- The Inquiry also has a witness support program to provide assistance to those called as witnesses at the Inquiry. For the duration of the Inquiry, 50 individuals registered for witness support in Phase 1 and seven for informal non-evidentiary testimony.

### Inquiry into Pediatric Forensic Pathology in Ontario

- The Pediatric Forensic Pathology Inquiry released its final report on October 1, 2008, and while the final report is complete, the Inquiry continues to have a counselling support program which will continue to provide counselling services into 2009-10. 35 individuals are receiving ongoing counselling.

VOTE/ITEM: **304-16**VOTE: **LEGAL SERVICES**ITEM: **STATUTORY APPROPRIATIONS - THE PROCEEDINGS  
AGAINST THE CROWN ACT**TYPE: **OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	\$	%		
Other Transactions	1,000		-	-	1,000	17,000,000
<b>Total</b>	<b>1,000</b>		-	-	<b>1,000</b>	<b>17,000,000</b>
						<b>38,330,237</b>

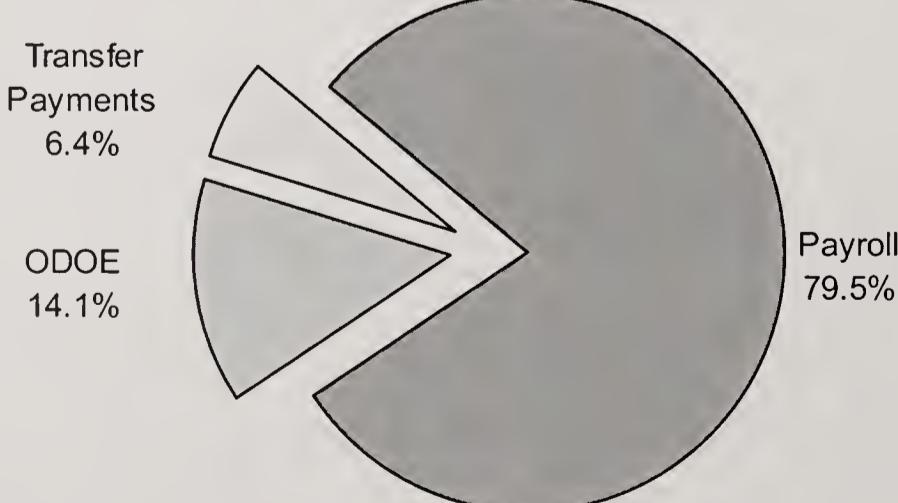
\*Note: Proceedings Against the Crown permits the payment out of the Consolidated Revenue Fund of amounts payable by the Crown under court orders and settlements.

**VOTE/ITEM:** **304-2**  
**VOTE:** **LEGAL SERVICES**  
**ITEM:** **LEGAL SERVICES**  
**TYPE:** **OPERATING EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b> \$	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b> \$	<b>Interim Actuals 2008-09</b> \$	<b>Actuals 2007-08</b> \$
		<b>\$</b>	<b>%</b>			
Salaries and Wages	116,769,400	5,854,600	5.3	110,914,800	105,303,100	92,460,798
Employee Benefits	10,045,300	125,000	1.3	9,920,300	10,551,100	9,452,797
Transportation and Communication	151,500	(81,100)	(34.9)	232,600	924,700	778,720
Services	2,789,100	(526,100)	(15.9)	3,315,200	6,087,500	5,049,613
Supplies and Equipment	285,800	(295,000)	(50.8)	580,800	889,200	712,198
Transfer Payments - Operating	1,470,000	622,000	73.3	848,000	1,949,600	504,872
Recoveries from other Ministries	(108,577,500)	(5,866,000)	5.7	(102,711,500)	(100,549,100)	(90,043,524)
<b>Total</b>	<b>22,933,600</b>	<b>(166,600)</b>	<b>(0.7)</b>	<b>23,100,200</b>	<b>25,156,100</b>	<b>18,915,474</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Non-discretionary Compensation Awards	\$ 2,197,100
Civil Remedies for Illicit Activities Grants	1,127,000
Public Inquiries (Cornwall & Goudge) – (Reversal)	(1,969,100)
Caledonia Litigation Support – (Reversal)	(1,028,700)
Ministry Savings Target	(492,900)
<b>Total</b>	<b>(166,600)</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **304-2**  
VOTE: **LEGAL SERVICES**  
ITEM: **LEGAL SERVICES**  
TYPE: **OPERATING EXPENSE**

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## ITEM DESCRIPTION

The Legal Services Division (LSD), supports the role of the Attorney General as Chief Law Officer of the Crown by providing expert legal advice and advocacy that is:

- innovative and practical;
- consistent and coordinated;
- proactive and timely.

The LSD ensures that the civil legal services provided meet the highest standards of quality, integrity and professionalism. The Division is comprised of three functional groups: Office of the Assistant Deputy Attorney General; Seconded Legal Services Branches (located within ministries across the Ontario Public Service) and some agencies, boards and commissions and corporate legal branches specializing in constitutional and civil law.

## FUNCTIONS

### **Office of the Assistant Deputy Attorney General (including Portfolio Unit, Strategic Planning and Legal Services Program Support Branch)**

The Office of the Assistant Deputy Attorney General is responsible for the administration and management of legal services/advice and dispute resolution services provided to Ministries and Agencies, Boards and Commissions. It provides direction in the areas of legal planning and policy development; communications; strategic, operational and resource planning; administration and program evaluation and standards. The office also coordinates the strategic, financial, human resources, technology, communications and business planning needs of the division.

#### **Portfolio Unit**

- accountable to the ADAG for the overall quality and effectiveness of the legal services delivered to the clients in their portfolio;
- responsible for the day to day management of significant legal issues, including cross-divisional and inter-ministerial issues;
- fundamental in the management of branch resourcing;
- responsible for ensuring division initiatives are successfully met.

## Strategic Planning Unit

- assists ADAG in setting goals, objectives and planning for the Division;
- currently oversees eight (8) committees that address key program areas across the Division: Aboriginal Legal Issues, Diversity, Human Resources, Knowledge Management, Office Managers' Forum, Professional Development, Education, and Quality Assurance;
- currently delivers the Flex Counsel program, through which a float of counsel provide legal support to a number of ministries across the Division in key practice areas such as Prosecutions, Corporate-Commercial, Aboriginal, and Public law.

## Legal Services Program Support Branch

- co-ordinates the strategic, financial, human resources, technology, communications and business needs of the Division;
- identifies and coordinates cross-branch operational policy issues;
- supports the Legal Services Division portal and develops/supports divisional enterprise-wide technology solutions;
- provides law library services (research, circulation, reference and inter-library loan services) to ministry employees.

## Seconded Legal Services Branches

- provide special expertise in various areas of law including aboriginal, corporate/commercial, education, employment, environment, family, health, housing, natural resources, pension, policing, tax, trade, transportation, and others;
- provide strategic legal advice to client ministries (and some agencies) across government;
- proactively identify emerging legal issues and trends, providing advice on the appropriate course of action to avoid/minimize risk;
- assist with the development and drafting of legislation and subordinate instruments to implement government policies and guide legislation, regulations and Orders-in-Council through the legislative process;
- provide litigation services in defence of government programs and interests before the courts and quasi-judicial tribunals and prosecute regulatory offences.

## Corporate Legal Branches

### Crown Law Office – Civil

- provides expert civil litigation services in all courts relating to claims brought on behalf of or against the Crown, particularly for those cases which are of importance to the government as a whole;
- provides expert litigation relating to judicial reviews and appeals;
- provides centralized legal advice and opinions on cross-government issues;
- provides expert advice on negotiating and drafting of contracts, with special expertise in procurement and IT matters;
- represents ministries at high-profile inquests and inquiries;
- conducts litigation relating to aboriginal and Métis issues;
- acts as the Civil Legal Services Branch for the Ministry of the Attorney General.

## Constitutional Law Branch

- provides legal advice and legal representation to the government of Ontario, including all ministries, on constitutional matters including, the *Canadian Charter of Rights and Freedoms* and the division of powers between the federal and provincial governments;
- develops policy in constitutional interpretation and provides advice to the government on the reform of the Constitution and national unity initiatives;
- reviews litigation raising constitutional issues in the Supreme Court of Canada, in the Federal Court and in federal tribunals across Canada as well as in all courts and tribunals of Ontario to assess the government of Ontario's interest in intervening to present Ontario's perspective.

## Civil Remedies for Illicit Activities (CRIA)

- implements Ontario civil forfeiture legislation, as part of the government's organized justice strategy;
- provides expert and specialized civil forfeiture litigation services, to implement both the Civil Remedies Act and Literary Proceeds Act;
- provides support to the ministry as a liaison, working with the Ontario Municipal Board, the Assessment Review Board, the Board of Negotiation, the Environmental Review Tribunal and the Conservation Review Board.

## PERFORMANCE MEASURES AND ACHIEVEMENTS

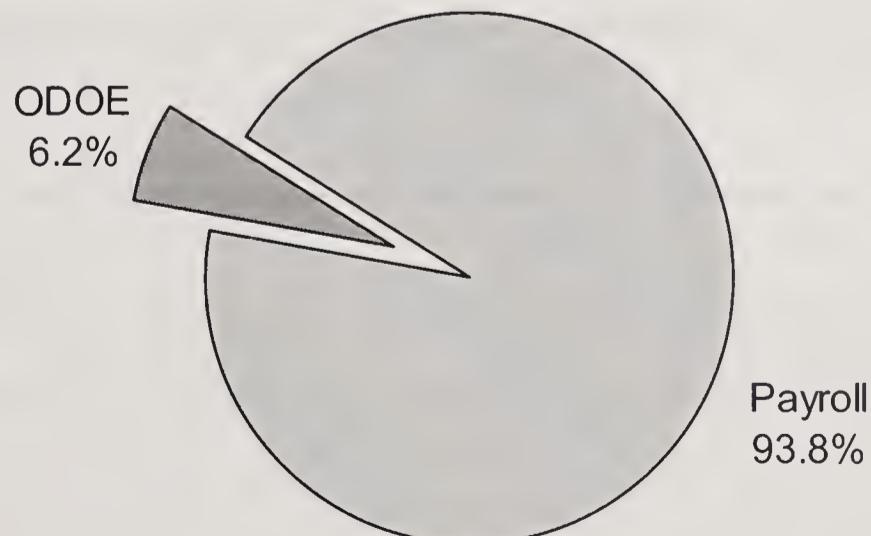
Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of ministry clients satisfied with services provided by the Legal Services Division	92% (At or above 90%)	93% (At or above 90%)	93.5% (At or above 90%)	At or above 90%
<b>New Measure</b> % of Service Level Agreements signed and in place			→	70%

**VOTE/ITEM:** **304-3**  
**VOTE:** **LEGAL SERVICES**  
**ITEM:** **LEGISLATIVE COUNSEL SERVICES**  
**TYPE:** **OPERATING EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
		<b>\$</b>	<b>\$</b>	<b>%</b>		
Salaries and Wages	6,124,400	483,400	8.6	5,641,000	5,609,500	5,390,982
Employee Benefits	611,000	48,000	8.5	563,000	561,000	574,450
Transportation and Communication	33,800	-	-	33,800	56,800	65,099
Services	233,200	(74,900)	(24.3)	308,100	401,200	501,308
Supplies and Equipment	55,000	-	-	55,000	61,000	233,580
Recoveries from other Ministries	(1,864,000)	-	-	(1,864,000)	(1,550,000)	(1,486,066)
<b>Total</b>	<b>5,193,400</b>	<b>456,500</b>	<b>9.6</b>	<b>4,736,900</b>	<b>5,139,500</b>	<b>5,279,353</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Non-discretionary Compensation Awards	\$ 536,500
Ministry Savings Target	(80,000)
<b>Total</b>	<b>456,500</b>

**STANDARD ACCOUNTS**


**VOTE/ITEM:** 304-3

**VOTE:** **LEGAL SERVICES**

**ITEM:** **LEGISLATIVE COUNSEL SERVICES**

**TYPE:** **OPERATING EXPENSE**

---

## **ITEM DESCRIPTION**

Legislative Counsel Services provides drafting and translation services for bills and regulations and advises on legislative matters. It also provides editorial, database management and desktop publishing services related to bills, statutes and regulations in print and electronic form.

## **FUNCTIONS**

### **Office of Legislative Counsel**

- drafts all bills and motions going before the Legislative Assembly;
- translates all public bills and motions going before the Assembly;
- advises and assists the government, Cabinet, ministries, members of the Assembly and committees of the Assembly on legislative matters;
- drafts all regulations;
- translates regulations as required;
- fulfills the responsibilities of the Registrar of Regulations;
- provides editorial services related to the publication of bills, statutes and regulations;
- maintains updated statutes and regulations databases for printing and electronic service delivery purposes;
- provides desktop publishing services for bills, regulations and annual statute volumes;
- oversees the e-Laws website and provides all legislative data;
- oversees the printing of all bills and regulations;
- prepares and oversees the printing of the annual volume of statutes.

**ITEM STATISTICAL DATA**

	2006 Actual (Jan.'06 to Dec.'06)	2007 Actual (Jan.'07 to Dec.'07)	2008 Actual (Jan.'08 to Dec.'08)
Pages of bills printed (including reprints)	6,842	3292	2022
Annual statute volume pages	2,423	1,213	570
Government bills files opened	73	44	69
Private bills files opened	13	12	22
Private members' bill files opened	124	107	138
Regulation files opened	692	722	593
Regulations filed	614	593	456
Published pages in the Ontario Gazette	2,637	1,888	1610
*e-Laws - average number of visitors per month	409,172	400,402	197,898

\* The large discrepancy on the number of visits to e-Laws is a result of the following: A new release of e-Laws was deployed in late July 2007. The new e-laws site has a separate url for the "search" and "browse" functionality. At this time, log files (commonly referred to as visits) are only being tracked from the "browse" functionality on e-Laws. Previously the log files tracked "browse" and "search" functionality on e-Laws.

Efforts are being made to re-establish the tracking mechanism to include visits at the new "search" url.

**PERFORMANCE MEASURES AND ACHIEVEMENTS**

Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of clients satisfied with drafting, translation and advisory services provided by the Office of Legislative Counsel	91% (At or above 90%)	90% (At or above 90%)	96.5% (At or above 90%)	At or above 90%
Posting of source laws on the e-laws website within 2 business days	97% (At or above 90%)	97% (At or above 90%)	97% (At or above 90%)	At or above 90%

## VOTE 305 COURT SERVICES

### COURT SERVICES VOTE:

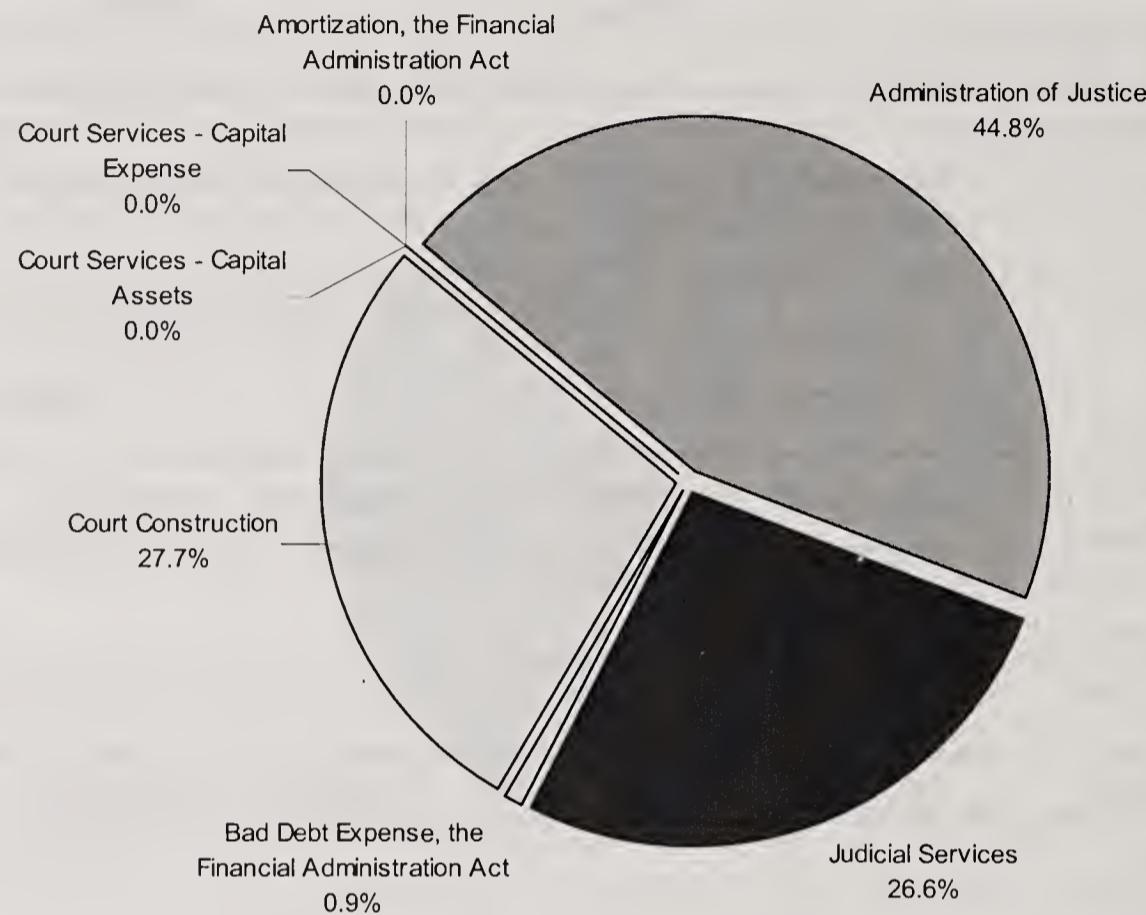
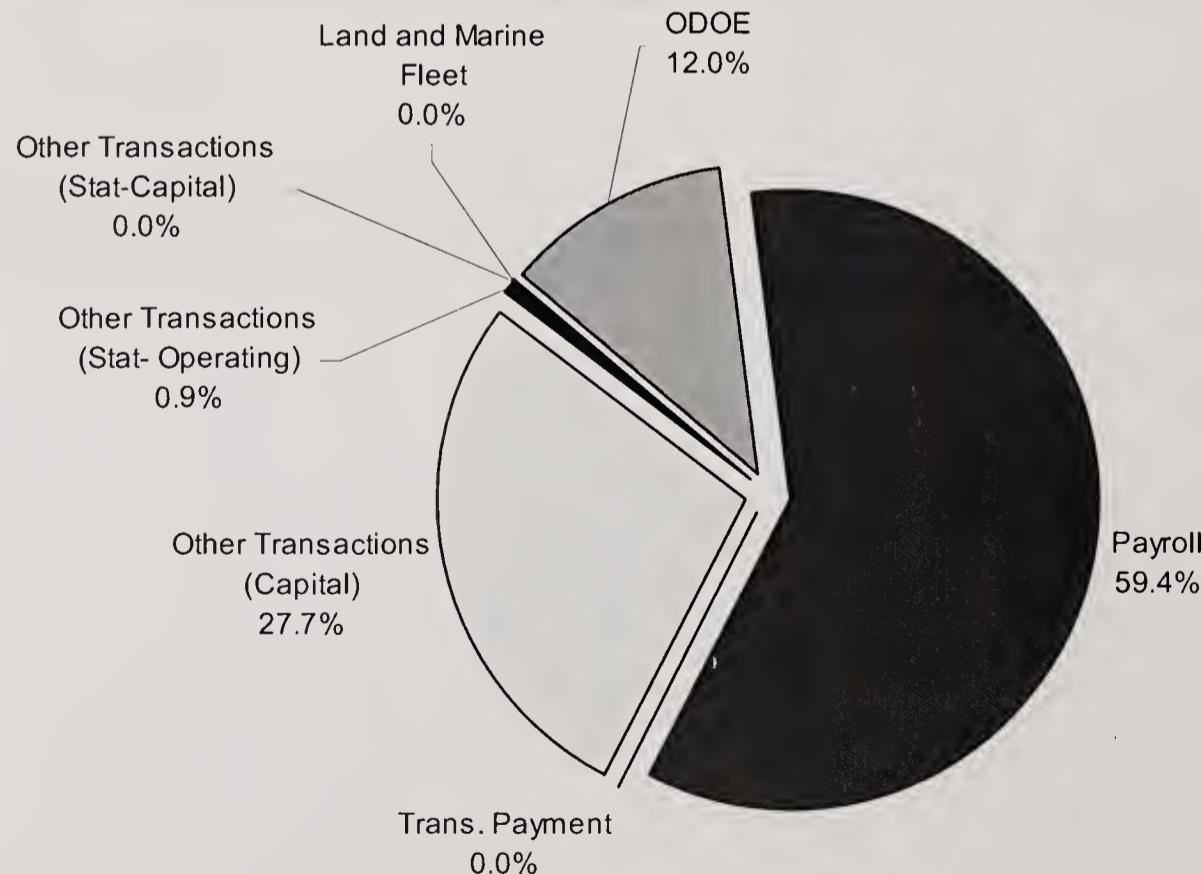
The Court Services Division is responsible for the administration and functioning of criminal, civil, family and small claims courts in Ontario. These services are divided into three components: court administration, judicial services and court construction. Court administration and judicial services provide support for the effective and efficient management of the justice system. Court construction provides funding for new courthouses and large-scale renovations of existing court facilities to support a justice system that is modern, secure and accessible.

### OPERATING

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates \$ %		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
<b>OPERATING EXPENSE</b>						
Administration of Justice	242,407,800	13,029,400	5.7	229,378,400	254,303,700	238,773,970
Judicial Services	144,272,400	18,779,100	15.0	125,493,300	140,959,600	156,155,855
Total Including Special Warrants	386,680,200	31,808,500	9.0	354,871,700	395,263,300	394,929,825
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense to be Voted</b>	<b>386,680,200</b>	<b>31,808,500</b>	<b>9.0</b>	<b>354,871,700</b>	<b>395,263,300</b>	<b>394,929,825</b>
Special Warrants	-	-	-	-	-	-
<b>Statutory Appropriations:</b>						
Bad Debt Expense, the <i>Financial Administration Act</i>	4,700,000	-	-	4,700,000	4,700,000	4,783,575
<b>Total Operating Expense</b>	<b>391,380,200</b>	<b>31,808,500</b>	<b>8.8</b>	<b>359,571,700</b>	<b>399,963,300</b>	<b>399,713,400</b>

**CAPITAL**

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	Estimates 2008-09 %	Interim	Actuals 2008-09 \$	Actuals 2007-08 \$
				Actuals 2008-09 \$		
<b>CAPITAL EXPENSE</b>						
Court Construction	149,799,400	(5,095,700)	(3.3)	154,895,100	163,528,400	77,121,272
Court Services	1,000	1,000	-	-	-	-
Total Including Special Warrants	149,800,400	(5,094,700)	(3.3)	154,895,100	163,528,400	77,121,272
Less: Special Warrants	-	-	-	-	-	-
<b>Total Capital Expense to be Voted</b>	<b>149,800,400</b>	<b>(5,094,700)</b>	<b>(3.3)</b>	<b>154,895,100</b>	<b>163,528,400</b>	<b>77,121,272</b>
Special Warrants	-	-	-	-	-	-
<b>Statutory Appropriations:</b>						
Amortization, the <i>Financial Administration Act</i>	22,000	22,000	-	-	-	-
<b>Total Capital Expense</b>	<b>149,822,400</b>	<b>(5,072,700)</b>	<b>(3.3)</b>	<b>154,895,100</b>	<b>163,528,400</b>	<b>77,121,272</b>
<b>CAPITAL ASSETS</b>						
Court Services Assets	311,000	311,000	-	-	-	-
<b>Total Capital Assets to be Voted</b>	<b>311,000</b>	<b>311,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

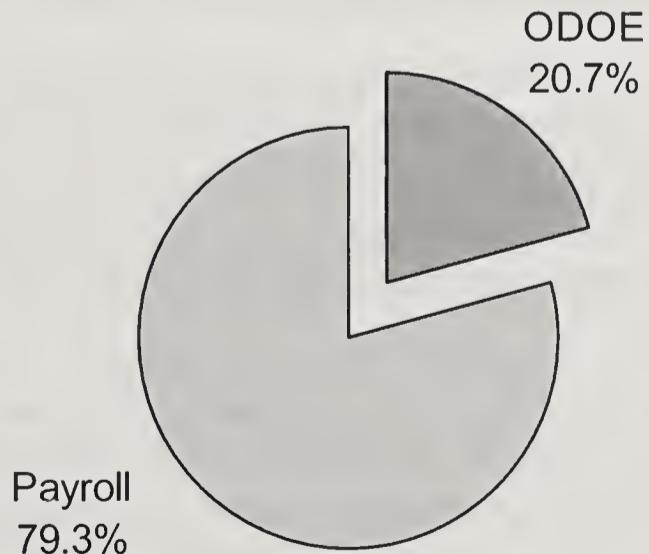
**COURT SERVICES VOTE:**
**ITEMS**

**STANDARD ACCOUNTS**


**VOTE/ITEM:** **305-1**  
**VOTE:** **COURT SERVICES**  
**ITEM:** **ADMINISTRATION OF JUSTICE**  
**TYPE:** **OPERATING EXPENSE**

Standard Account	Estimates 2009-10 \$	Change from 2008-09 Estimates \$	%	Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
					2008-09 \$	
Salaries and Wages	165,218,600	13,482,900	8.9	151,735,700	161,834,800	146,215,993
Employee Benefits	26,923,500	1,602,500	6.3	25,321,000	25,772,200	22,563,364
Transportation and Communication	7,426,200	(533,300)	(6.7)	7,959,500	8,100,000	8,909,350
Services	30,447,400	(639,400)	(2.1)	31,086,800	48,996,700	49,956,385
Supplies and Equipment	12,392,100	(883,300)	(6.7)	13,275,400	9,600,000	11,128,878
<b>Total</b>	<b>242,407,800</b>	<b>13,029,400</b>	<b>5.7</b>	<b>229,378,400</b>	<b>254,303,700</b>	<b>238,773,970</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Non-discretionary Compensation Awards	\$ 11,194,100
Ministry Savings Target	(5,300,000)
Integrated Labour Relations Strategy (Reversal)	(200,000)
Other	7,335,300
<b>Total</b>	<b>13,029,400</b>

**STANDARD ACCOUNTS**


**VOTE/ITEM:** **305-1**

**VOTE:** **COURT SERVICES**

**ITEM:** **ADMINISTRATION OF JUSTICE**

**TYPE:** **OPERATING EXPENSE**

---

### **ITEM DESCRIPTION**

Court Services Division (CSD) is responsible for the administration of the courts. The Division's mission is to provide a modern and professional court service that supports accessible, fair, timely and effective justice services. The Division is responsible for:

- assisting the public in the court process by providing information and filing services at court counters and information centres;
- maintaining court records;
- providing courtroom support for the judiciary;
- managing juries;
- delivering civil and family mediation programs;
- enforcing court orders;
- managing the appointment of Judicial and other officials;
- providing management information including court activity statistics;
- developing and implementing Results-based Plans and financial plans for the Division;
- developing operational and legislative policy initiatives to improve the delivery of court services.

The Assistant Deputy Attorney General (ADAG) of the Court Services Division has overall responsibility for the administration of Ontario's Courts and, as a result, the responsibility for maintaining liaison with the judiciary. The Court Services Division works closely with the judiciary, who have exclusive responsibility for the scheduling of cases and for the conduct of proceedings within their courtrooms.

Operation of the courts in Ontario is a high volume business:

- court services are delivered in 179 locations across the province;
- more than 3,800 court staff are employed in the delivery of court services;
- annually, Ontario courts process over 150,000 civil matters, approximately 87,000 family matters and 300,000 criminal matters.

## Court Services Division Head Office

The Division has five corporate branches at Head Office:

- Divisional Support Branch;
- Corporate Planning Branch;
- Criminal / Provincial Offences Act Policy and Programs Branch;
- Civil Policy and Programs Branch;
- Family Policy and Programs Branch.

### The Divisional Support Branch

- supports financial planning and forecasting;
- supports implementation of the Division's courthouse facility plans;
- liaises with Corporate Services Management Division to support the need to address central agency requirements;
- coordinates Divisional issues management and public communications;
- supports strategic planning and development of performance measures and other accountability tools;
- develops divisional policies and best practices designed to support the recruitment, retention and learning and development of staff;
- provides training and works with community colleges and other ministries to develop training programs to build a professional knowledgeable workforce for the future.

### The Corporate Planning Branch

- develops operational policy on issues that cross practice areas (e.g. court reporting, interpreter services, French Language Services);
- manages special projects as required, for example:
  - Courthouse Security
  - Court Interpreter Testing Project
  - Court Reporting Review
  - Supports accessibility planning within the Division and the Ministry.

### Criminal/POA Policy and Programs Branch

- develops, implements and manages legislative, regulatory and administrative initiatives affecting the criminal justice system and the courts that hear *Provincial Offences Act* (POA) matters;
- provides policy and program support to criminal court staff;
- provides support to initiatives from the Ministry's Criminal Law Division;
- provides policy and operational support to, and oversees court service delivery by municipal partners on *Provincial Offences Act* matters;
- provides legal support and advice to senior management on criminal, POA and cross-practice area issues;

- liaises with the Offices of the Chief Justices on matters of criminal and POA operational policy and cross-practice area issues;
- supports judicial and legal appointments, judicial remuneration commissions and public inquiries;
- provides judicial library services;
- provides management information, including court activity statistics;
- provides research services.

### **Civil Policy and Programs Branch**

- provides policy and program support to civil, small claims and enforcement court staff;
- develops, implements and manages a wide range of legislative, regulatory and administrative initiatives designed to reduce cost and delay in the civil justice system and improve the operation of the civil courts (e.g. case management, mandatory mediation, simplified procedure rules, Small Claims Court, court fee increases and fee waivers);
- liaises with the Office of the Chief Justice, Superior Court of Justice on civil justice matters;
- provides legal support and advice to senior management on civil issues;
- participates on the Civil Rules Committees with the judiciary and private bar and manages government appointments to these committees;
- manages special projects as required, such as:
  - Implementation of recommendations from the Civil Justice Reform Project (including legislative, regulatory and administrative initiatives);
  - Small Claims Court Review;
  - Developing the first Memorandum of Understanding with the Office of the Chief Justice of the Superior Court of Justice;
  - Implementation of recommendations of the Attorney General's Justice and the Media Panel Report.

### **Family Policy and Programs Branch**

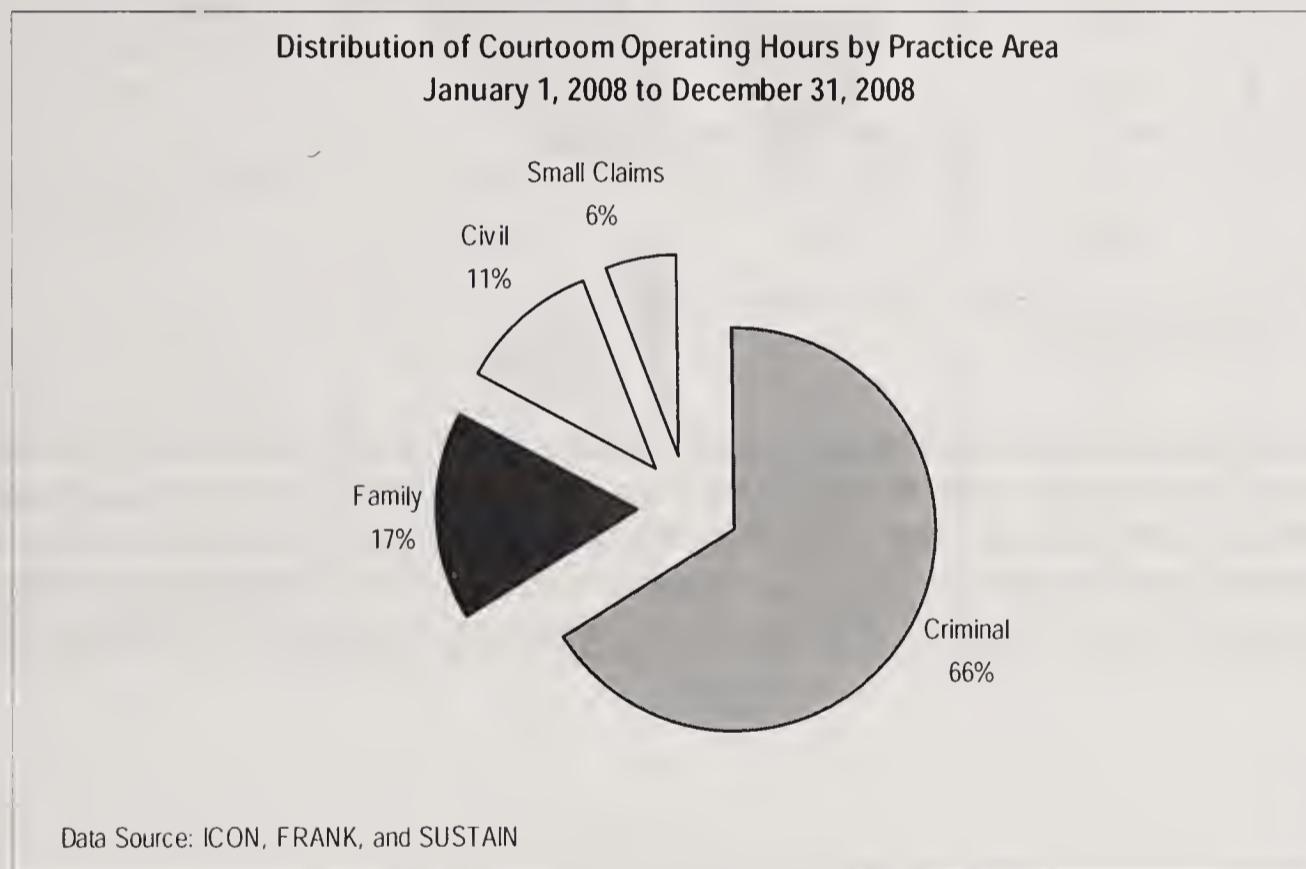
- provides policy and program support to family court staff;
- develops, analyzes and manages regulatory and administrative initiatives that promote access to justice, timely resolution of cases and cost-effective operation of courts responsible for family matters (e.g. Family Law Information Centres, Family Mediation and Information services in the Family Court of the Superior Court of Justice, family law rules, and domestic violence initiatives);
- works collaboratively with the judiciary and justice partners to reduce case backlog in both the family and child protection areas;
- participates on Federal/Provincial/Territorial Family Law Committees;
- negotiates and monitors federal family justice contribution funding;

- participates on the Family Rules Committees with the judiciary and private bar and manages government appointments to this committee;
- manages and participates in special projects as required, such as:
  - Family Process Improvement
  - Family Law Reform.

## ITEM STATISTICAL DATA

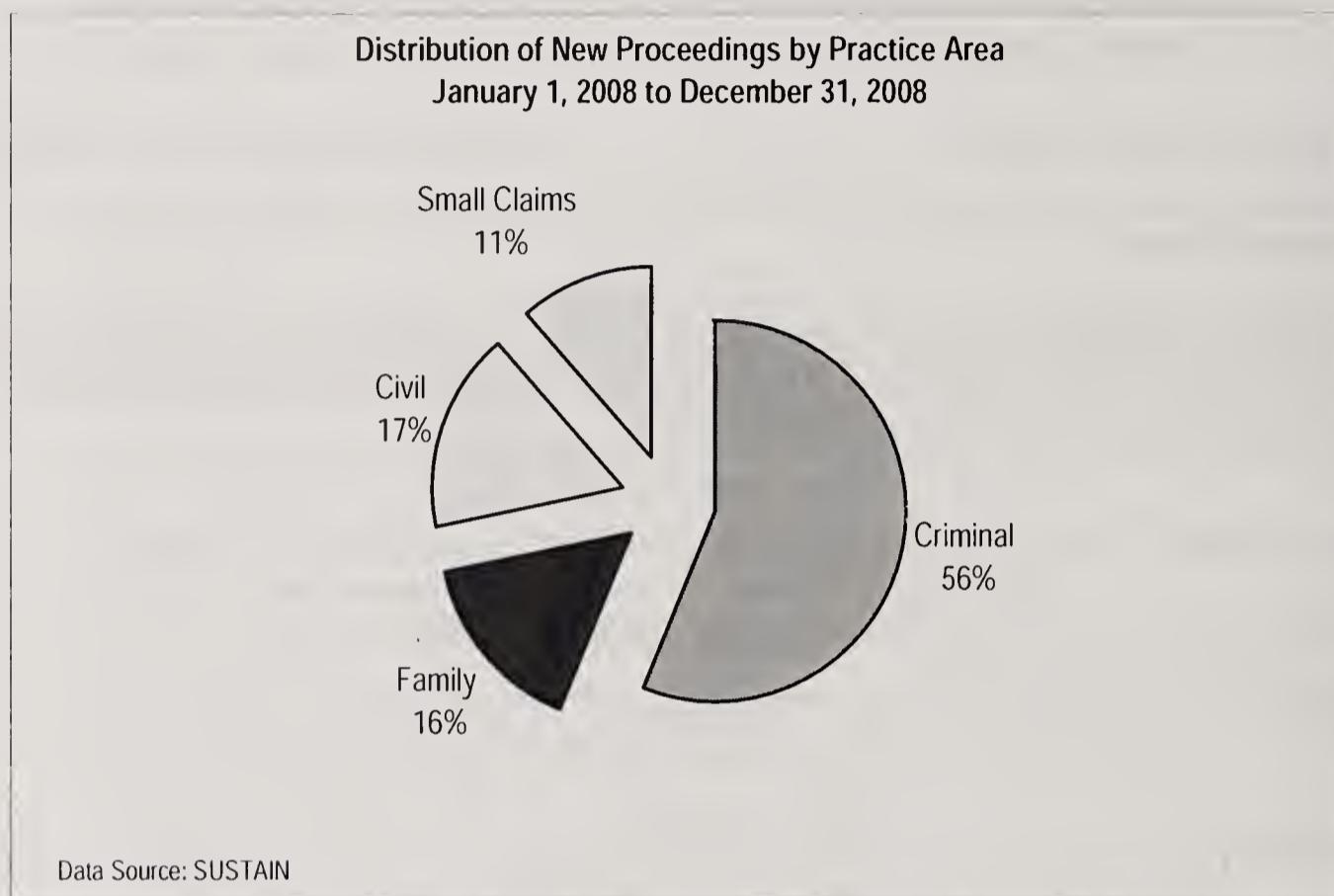
### Courtroom Hours

The following chart shows the distribution of courtroom sitting hours by practice area for January 1, 2008 to December 31, 2008 (OCJ and SCJ). Criminal courtroom sitting hours account for 66% of all courtroom-sitting hours.



## New proceedings

The following chart shows the number of new proceedings by practice area for January 1, 2008 to December 31, 2008 (OCJ and SCJ). Criminal new proceedings account for 56% of all new proceedings.



Ontario Court of Justice criminal proceedings received are individual criminal charges. There may be multiple charges laid against an accused in a single 'case'. There are approximately two charges per case. For the purpose of calculating the percent of all new proceedings that are criminal, the number of OCJ criminal charges was divided by two. Superior Court of Justice criminal proceedings are collected on an indictment base.

**PERFORMANCE MEASURES AND ACHIEVEMENTS**

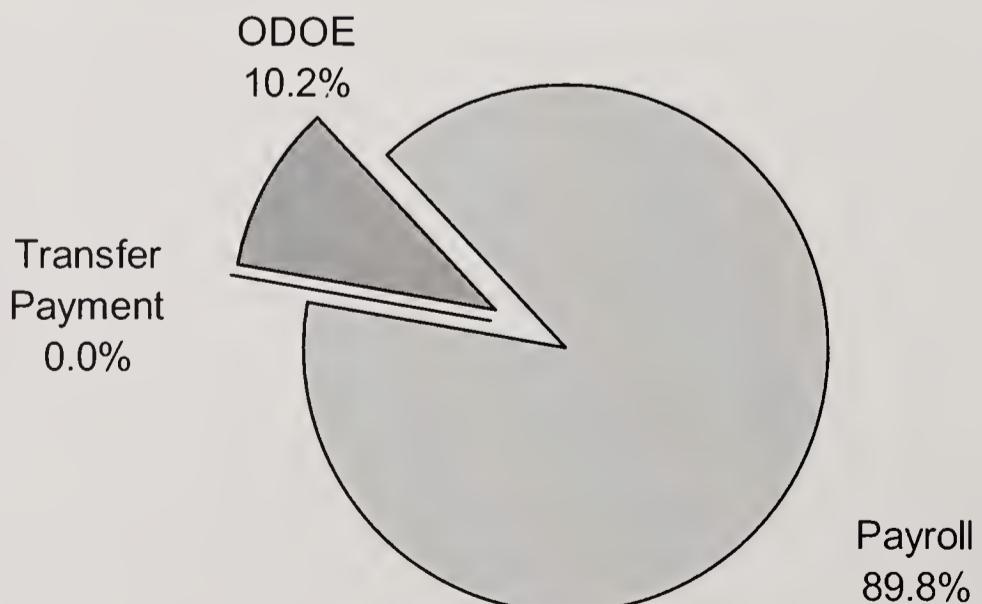
Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of Civil Court customers with single filings whose maximum wait time for counter service is 20 minutes	93% (85%)	93.1% (90%)	94.5% (90%)	90%
% of cases that proceeded to Family Mediation that reached full or partial settlement	76% (70%)	79.6% (70%)	81.1% (75%)	75%
% of Family Law Information Centre (FLIC)clients satisfied with FLIC services	97.3% (85%)	94.2% (90%)	97.6% (90%)	90%
% of Family Mediation clients satisfied with Family Mediation Services	96.7% (85%)	97.2% (90%)	97.3% (90%)	90%
% of Parent Information Session clients satisfied with Parent Information Sessions	98.2% (85%)	97.2% (90%)	98.0% (90%)	90%
% of Small Claims Court customers with single filings, whose maximum wait time for counter service is 20 minutes	97% (85%)	95.3% (90%)	94.5% (90%)	90%

**VOTE/ITEM:** 305-2  
**VOTE:** COURT SERVICES  
**ITEM:** JUDICIAL SERVICES  
**TYPE:** OPERATING EXPENSE

Standard Account	Estimates 2009-10 \$	Change from 2008-09 Estimates		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
Salaries and Wages	115,301,400	14,887,800	14.8	100,413,600	116,060,100	131,690,359
Employee Benefits	14,264,500	1,488,800	11.7	12,775,700	9,058,600	9,283,087
Transportation and Communication	4,439,900	-	-	4,439,900	4,267,700	3,877,158
Services	9,564,900	2,402,500	33.5	7,162,400	10,376,400	9,883,229
Supplies and Equipment	700,700	-	-	700,700	964,800	1,190,071
Transfer Payments - Operating	1,000	-	-	1,000	232,000	231,951
<b>Total</b>	<b>144,272,400</b>	<b>18,779,100</b>	<b>15.0</b>	<b>125,493,300</b>	<b>140,959,600</b>	<b>156,155,855</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Judicial Remuneration	\$	18,779,100
<b>Total</b>		<b>18,779,100</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **305-2**  
VOTE: **COURT SERVICES**  
ITEM: **JUDICIAL SERVICES**  
TYPE: **OPERATING EXPENSE**

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## ITEM DESCRIPTION

Judicial services include:

- conducting civil, family and criminal proceedings in all levels of Ontario's Courts;
- operating the offices of the Chief Justice of Ontario, the Chief Justice of the Superior Court of Justice and the Chief Justice of the Ontario Court of Justice;
- managing salaries and benefits expenditures for provincially appointed judiciary, including judges of the Ontario Court of Justice, justices of the peace, masters, case management masters and Small Claims Court deputy judges.

## FUNCTIONS

- provides education and legal research services for the judiciary;
- schedules justices across the province;
- manages resources assigned to the Ontario Court of Justice pursuant to a Memorandum of Understanding between the Attorney General and the Chief Justice;
- manages complaints about judges and justices of the peace through the Justices of the Peace Review Council and the Ontario Judicial Council.

**VOTE/ITEM: 305-19**

**VOTE: COURT SERVICES**

**ITEM: STATUTORY APPROPRIATION - BAD DEBT EXPENSE**

**TYPE: OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates	Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
	\$	\$ %	\$	\$	\$
Other Transactions- Bad Debt Expense	4,700,000	- -	4,700,000	4,700,000	4,783,575
<b>Total</b>	<b>4,700,000</b>	<b>- -</b>	<b>4,700,000</b>	<b>4,700,000</b>	<b>4,783,575</b>

**VOTE/ITEM:** **305-3**  
**VOTE:** **COURT SERVICES**  
**ITEM:** **COURT CONSTRUCTION**  
**TYPE:** **CAPITAL EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
	\$	\$	%	\$	\$	\$
<b>Other Transactions</b>						
Capital Investments	72,145,600	13,095,600	22.2	59,050,000	28,103,300	77,121,272
Major Infrastructure Projects	77,653,800	(18,191,300)	(19.0)	95,845,100	135,425,100	-
<b>Total</b>	<b>149,799,400</b>	<b>(5,095,700)</b>	<b>(3.3)</b>	<b>154,895,100</b>	<b>163,528,400</b>	<b>77,121,272</b>

**EXPLANATIONS OF 2009-10 ESTIMATES:**

Capital Investments	\$ 72,145,600
Major Infrastructure Projects	71,229,700
Major Infrastructure Projects - Payments	6,424,100
<b>Total</b>	<b>149,799,400</b>

**VOTE/ITEM: 305-4**
**VOTE: COURT SERVICES**
**ITEM: COURT SERVICES - CAPITAL EXPENSE**
**TYPE: CAPITAL EXPENSE**

<b>Standard Account</b>	<b>Estimates 2009-10</b>	<b>Change from 2008-09 Estimates</b>		<b>Estimates 2008-09</b>	<b>Interim Actuals 2008-09</b>	<b>Actuals 2007-08</b>
		<b>\$</b>	<b>\$</b>	<b>%</b>		
Other Transactions	1,000	1,000		-	-	-
<b>Total</b>	<b>1,000</b>	<b>1,000</b>		<b>-</b>	<b>-</b>	<b>-</b>

**Note:**

The Province began capitalizing tangible capital assets in 2002, consistent with the Canadian Institute for Chartered Accountants, and the Public Sector Accounting Board. As part of a phased in approach, 2009/10 marks the first year that the Ministry is moving to capitalize Minor Tangible Capital Assets (mTCA). The new "capital asset" structure for recording mTCA expenditures and expenses includes provisions for the capital asset and amortization.

Minor Tangible Capital Assets include Information Technology (Hardware, and Business Application Software), and Land and Marine Fleet.

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Vehicle Fleet Expense	\$	1,000
<b>Total</b>		<b>1,000</b>

VOTE/ITEM: 305-18

VOTE: COURT SERVICES

ITEM: STATUTORY APPROPRIATIONS - AMORTIZATION, THE FINANCIAL ADMINISTRATION ACT

TYPE: CAPITAL EXPENSE

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	\$	%		
Other Transactions - Amortization	22,000	22,000	-	-	-	-
Total	22,000	22,000	-	-	-	-

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Amortization Expense - Vehicle Fleet	22,000
<b>Total</b>	<b>22,000</b>

VOTE/ITEM: 305-5

VOTE: COURT SERVICES

ITEM: COURT SERVICES ASSETS

TYPE: CAPITAL ASSET

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Land and Marine Fleet	311,000	311,000	-	-	-	-
Total	311,000	311,000	-	-	-	-

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Capital Assets - Vehicle Fleet	\$	311,000
<b>Total</b>		<b><u>311,000</u></b>

VOTE/ITEM: **305-3**  
VOTE: **COURT SERVICES**  
ITEM: **COURT CONSTRUCTION**  
TYPE: **CAPITAL EXPENSE**

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### **ITEM DESCRIPTION**

The Court Construction program includes the planning, design and construction of new courthouses and large-scale renovation of existing court facilities. Ontario's court construction program supports a justice system that is modern, secure and accessible.

The Facilities Management Branch, Corporate Services Management Division, is responsible for the planning, financial controllership, and implementation of the Court Construction program.

The ministry works closely with the Ministry of Energy and Infrastructure (MEI) to obtain multi-year funding to address its infrastructure needs and collaborates with Infrastructure Ontario (IO) and Ontario Realty Corporation (ORC) to implement the projects. MEI and the ministry work together to identify the areas of the province most in need of court infrastructure investment. ORC is responsible for managing the site acquisition process and IO supports innovative methods and approaches for financing these projects. To date, court consolidation projects have been completed in Cobourg, Brampton, Chatham, Cornwall, Hamilton, Owen Sound, Toronto (Civil/Family), Welland, Windsor, Brockville, and Pembroke.

In 2005-06, the ministry received approval for several new projects under the five-year Renew Ontario Infrastructure Investment Strategy. A significant increase in spending starting in 2007-08 occurred, as these new projects began to be initiated. One of these major projects, the Durham Consolidated Courthouse, is scheduled for completion in December 2009 and we look forward to its opening for operations in the New Year.

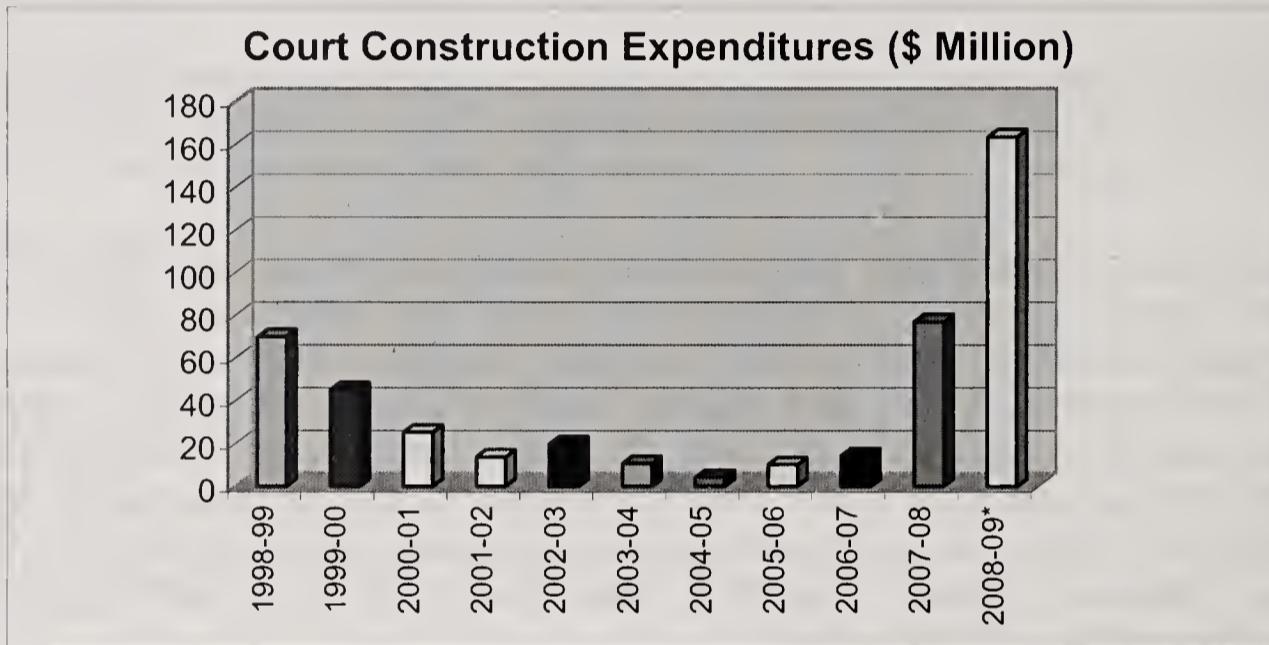
Initiatives funded from the Courts Construction program for 2009-10 include:

- construction of the Durham Consolidated Courthouse, due to be completed in December 2009;
- continued work on courthouse consolidation and replacement projects in Waterloo, Quinte, St.Thomas, Toronto and Thunder Bay.

The ministry will continue to make substantial progress on all of these projects.

## ITEM STATISTICAL DATA

The following chart highlights court construction expenditures over the last ten years.



\*Based on the 2008-09 3<sup>rd</sup> Quarter Forecast.

The chart above demonstrates the ebbs and flows in the ministry's Court Construction vote/item over the last few years. Note that the significant drop in spending from 1998-99 to 2004-05 represents the completion of the ministry's previous capital envelope.

## VOTE 306 VICTIM SERVICES

### VICTIM SERVICES VOTE:

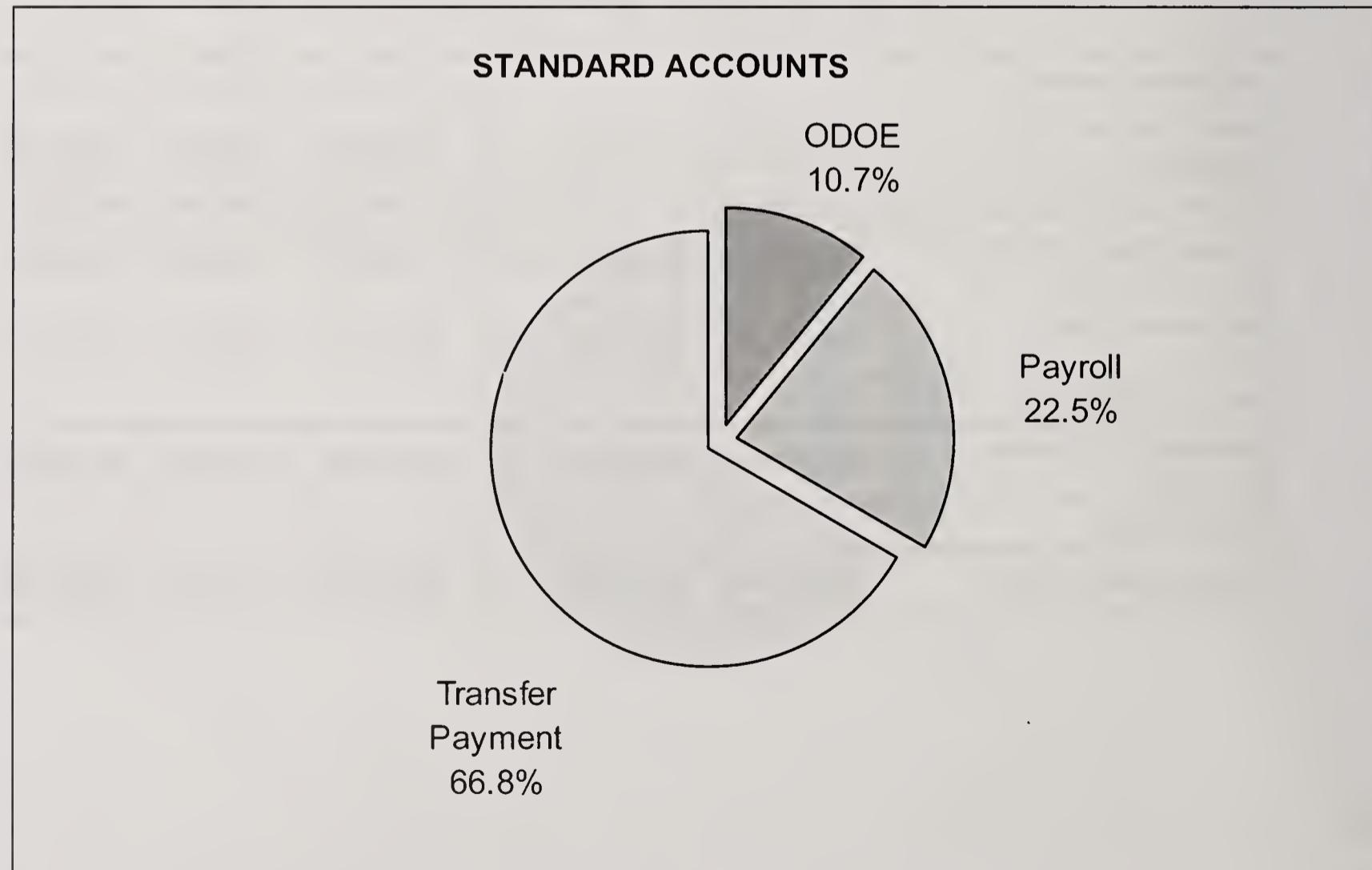
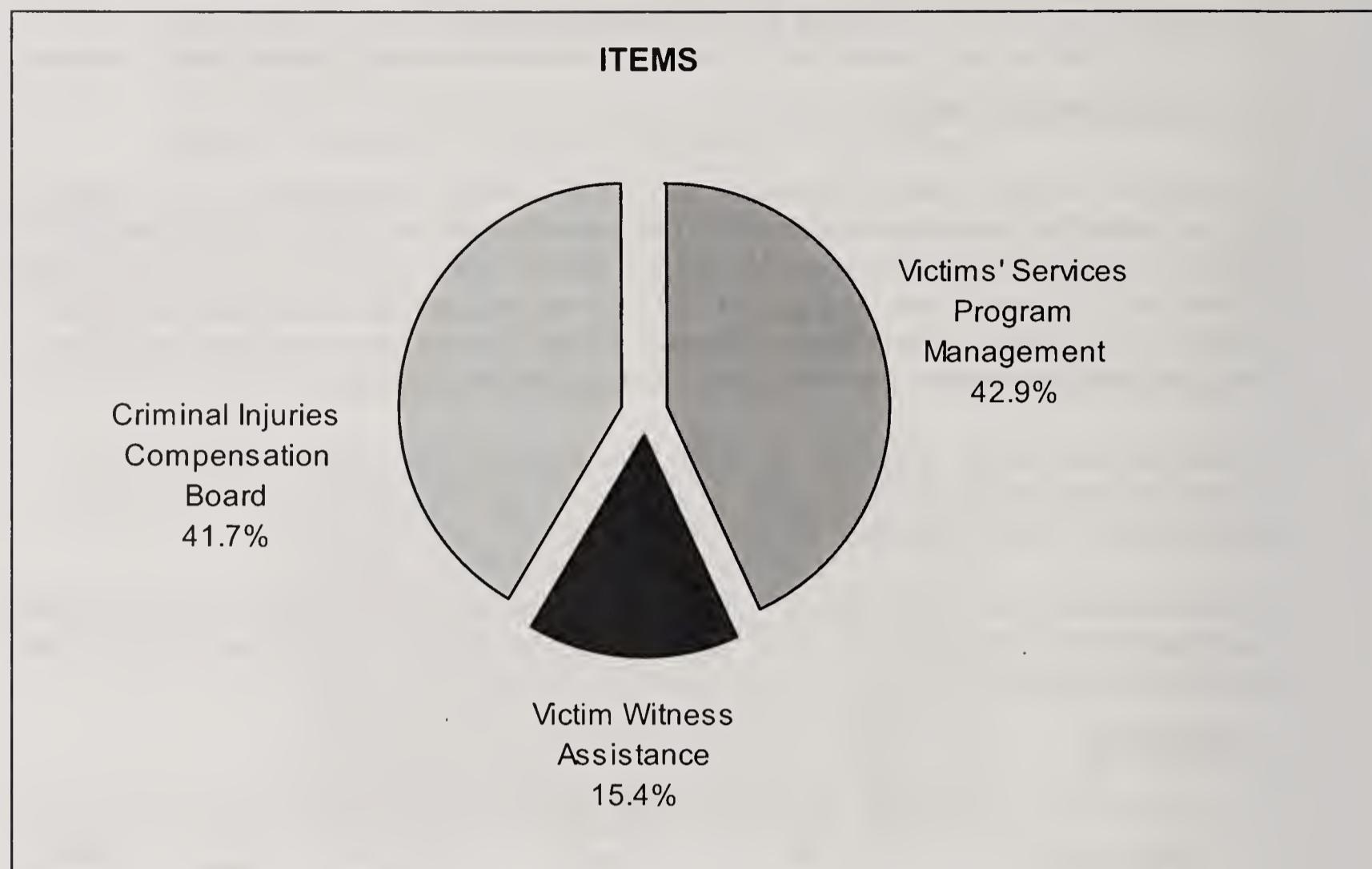
The Ontario Victims Services Secretariat (OVSS) provides direct support, information and referrals to victims and witnesses of crime involved in the criminal court process. In addition, it funds community-based transfer payment agencies to deliver a broad range of services including: crisis assistance and referral services, sexual assault services, child witness programs, behavioural programs that counsel men who have assaulted their partners, and safety planning for persons at risk of violence.

The Secretariat works with other divisions within the ministry, other ministries, and community organizations to ensure that victim services are effective and coordinated and meet the diverse needs of victims in Ontario.

The Secretariat has responsibility for the ministry's relationship with the Criminal Injuries Compensation Board and the Office for Victims of Crime, and to monitor and report on the Victims' Justice Fund.

### OPERATING

Item Description	Estimates 2009-10 \$	Change from 2008-09 Estimates		Estimates 2008-09 \$	Interim Actuals 2008-09 \$	Actuals 2007-08 \$
		\$	%			
<b>OPERATING EXPENSE</b>						
Victims' Services Program Management	56,990,100	(1,597,700)	(2.7)	58,587,800	50,294,600	53,422,160
Victim Witness Assistance	20,439,700	5,500	0.0	20,434,200	19,571,600	17,045,796
Criminal Injuries Compensation Board	55,297,400	31,243,900	129.9	24,053,500	43,527,300	136,378,024
Total Including Special Warrants	132,727,200	29,651,700	28.8	103,075,500	113,393,500	206,845,980
Less: Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense to be Voted</b>	<b>132,727,200</b>	<b>29,651,700</b>	<b>28.8</b>	<b>103,075,500</b>	<b>113,393,500</b>	<b>206,845,980</b>
Special Warrants	-	-	-	-	-	-
<b>Total Operating Expense</b>	<b>132,727,200</b>	<b>29,651,700</b>	<b>28.8</b>	<b>103,075,500</b>	<b>113,393,500</b>	<b>206,845,980</b>

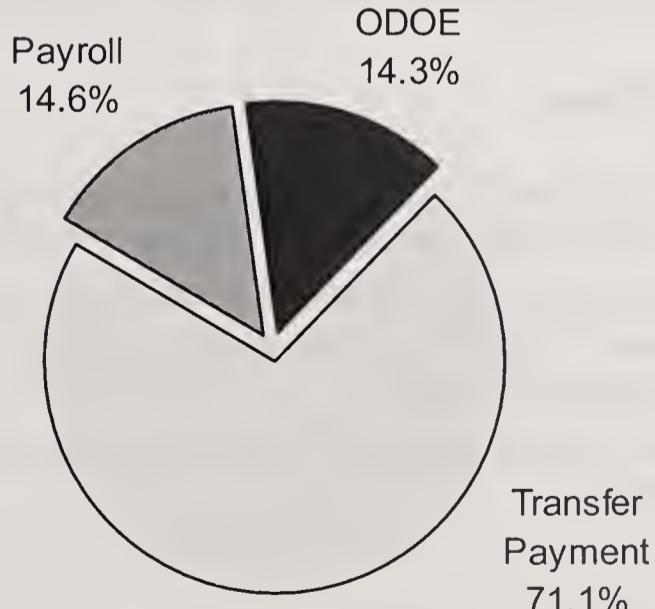
**VICTIM SERVICES VOTE:**

**VOTE/ITEM:**
**306-1**
**VOTE:**
**VICTIM SERVICES**
**ITEM:**
**VICTIMS' SERVICES PROGRAM MANAGEMENT**
**TYPE:**
**OPERATING EXPENSE**

Standard Accounts	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Salaries and Wages	7,285,500	240,200	3.4	7,045,300	6,585,000	5,838,637
Employee Benefits	1,023,500	(12,100)	(1.2)	1,035,600	923,600	764,119
Transportation and Communication	836,500	(28,100)	(3.3)	864,600	779,800	715,093
Services	7,029,900	1,575,500	28.9	5,454,400	4,008,400	2,318,824
Supplies and Equipment	279,600	(12,800)	(4.4)	292,400	209,600	383,648
Transfer Payments - Operating	40,535,100	(3,360,400)	(7.7)	43,895,500	37,788,200	43,401,839
<b>Total</b>	<b>56,990,100</b>	<b>(1,597,700)</b>	<b>(2.7)</b>	<b>58,587,800</b>	<b>50,294,600</b>	<b>53,422,160</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

	\$
Non-discretionary Compensation Awards	293,400
Victim Services Program Extension	7,970,900
Victims' Justice Fund Programs (one-time program completion)	(10,124,100)
Ministry Savings Target	(100,000)
Other	362,100
<b>Total</b>	<b>(1,597,700)</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **306-1**  
VOTE: **VICTIM SERVICES**  
ITEM: **VICTIMS' SERVICES PROGRAM MANAGEMENT**  
TYPE: **OPERATING EXPENSE**

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### **ITEM DESCRIPTION**

This item encompasses all of the Secretariat's work with the exception of the Victim Witness Assistance Program and Criminal Injuries Compensation Board, which are captured in separate vote and items.

The Secretariat works with other divisions within the ministry, other ministries, and community organizations to ensure that victim services are effective and coordinated and meet the diverse needs of victims in Ontario.

### **FUNCTIONS**

- develops program policy and operational initiatives to improve delivery of victim services and to address emerging needs;
- evaluates and monitors existing services;
- improves accessibility to coordinated victim services across the province;
- provides funding to community agencies to deliver support and services to victims, according to a defined transfer payment accountability framework;
- provides a province-wide, automated victim notification system, through the Victim Support Line;
- provides Victims' Justice Fund (VJF) revenue monitoring, forecasting and reporting;
- provides training and education to justice personnel, community service providers and victims;
- provides divisional controllership, administrative and resource management support services to the Secretariat;
- works collaboratively with other ministries to address the needs of victims.

### **Office for Victims of Crime**

The Office for Victims of Crime (OVC) is an advisory agency established under the *Victims' Bill of Rights, 1995* (VBR) to provide advice to the Attorney General on:

- ways to ensure that the principles set out in the VBR are respected;
- the development, implementation and maintenance of provincial standards for services for victims of crime;
- the use of the Victims' Justice Fund to provide and improve services for victims of crime;

- research and education on the treatment of victims of crime and ways to prevent further victimization;
- matters of legislation and policy on the treatment of victims of crime and on the prevention of further victimization.

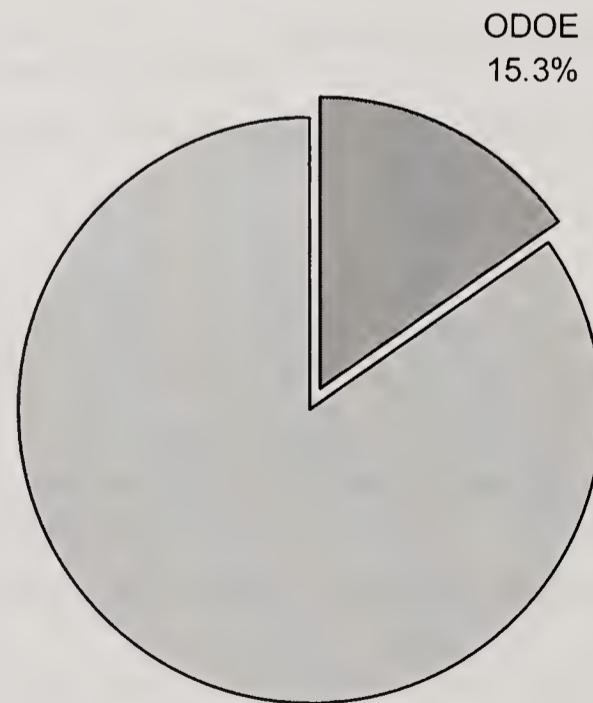
The OVC consists of a part-time Chair, one part-time Vice Chair and seven part-time members, each bringing a wealth of knowledge in the areas of victimology, advocacy, criminal justice reform and victim expertise.

**VOTE/ITEM:** **306-2**  
**VOTE:** **VICTIM SERVICES**  
**ITEM:** **VICTIM WITNESS ASSISTANCE**  
**TYPE:** **OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Salaries and Wages	15,003,200	741,800	5.2	14,261,400	14,821,600	13,130,264
Employee Benefits	2,304,000	115,400	5.3	2,188,600	2,439,700	2,054,401
Transportation and Communication	1,773,100	606,900	52.0	1,166,200	734,900	709,477
Services	851,300	(1,471,400)	(63.3)	2,322,700	1,141,200	603,737
Supplies and Equipment	508,100	12,800	2.6	495,300	434,200	547,917
<b>Total</b>	<b>20,439,700</b>	<b>5,500</b>	<b>0.0</b>	<b>20,434,200</b>	<b>19,571,600</b>	<b>17,045,796</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Non-discretionary Compensation Awards	\$ 717,600
Victim Services Program Extension	150,000
Other (one-time initiatives from 2008-09 end)	(862,100)
<b>Total</b>	<b>5,500</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **306-2**  
VOTE: **VICTIM SERVICES**  
ITEM: **VICTIM WITNESS ASSISTANCE**  
TYPE: **OPERATING EXPENSE**

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### **ITEM DESCRIPTION**

The Ontario Victim Services Secretariat provides court-based support services through the Victim/Witness Assistance Program (V/WAP). The program provides information, assistance, crisis intervention, community referrals and support to victims and witnesses of crime throughout the criminal court process. The program also coordinates information flow between victims and Crown Attorneys/police to ensure that victims' rights or needs are addressed in criminal court proceedings.

### **FUNCTIONS**

The program offers services in all 54 court districts across Ontario. It provides victims and witnesses with information and assistance regarding crisis intervention and safety issues, needs assessment, referrals to community agencies, emotional support, court preparation, orientation and updates, for the most vulnerable and highly traumatized victims of violent crime.

Crown Attorneys rely on Victim Witness staff to perform the following functions that are integral to the criminal court process: obtain victims' input for bail and sentencing, assess victims' specialized testimonial needs/supports, conduct court preparations, provide victims with case status updates and supply information about/assistance with Victim Impact Statements.

**ITEM STATISTICAL DATA**

	2004-05 Actual	2005-06 Actual	2006-07 Actual	2007-08 Actual	2008-09 Projected
New cases received	36,686	40,490	41,943	43,486	44,573
Number of client contacts by V/WAP staff and provided assistance/support	164,340	191,313	192,138	205,542	204,561

**PERFORMANCE AND ACHIEVEMENTS**

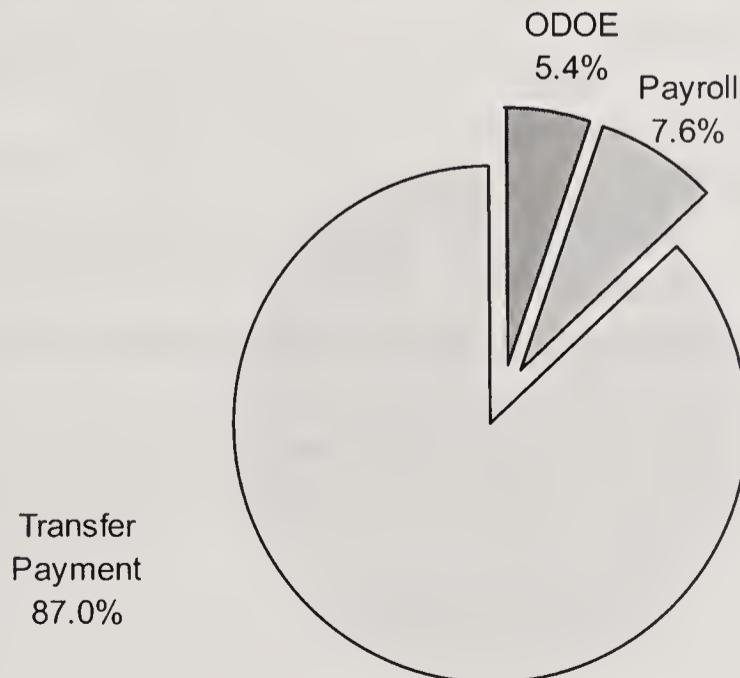
Performance Measures	2006-07 Achievement (Target)	2007-08 Achievement (Target)	2008-09 Estimated Achievement (Target)	2009-10 Target
% of clients satisfied with the services provided by the Victim/ Witness Assistance Program in providing court-based support	93.4% (85%)	94% (93%)	93% (93%)	93%

**VOTE/ITEM:**
**306-3**
**VOTE:**
**VICTIM SERVICES**
**ITEM:**
**CRIMINAL INJURIES COMPENSATION BOARD**
**TYPE:**
**OPERATING EXPENSE**

Standard Account	Estimates 2009-10	Change from 2008-09 Estimates		Estimates 2008-09	Interim Actuals 2008-09	Actuals 2007-08
		\$	%			
Salaries and Wages	3,703,400	220,000	6.3	3,483,400	3,954,400	3,051,013
Employee Benefits	506,600	22,000	4.5	484,600	593,800	470,325
Transportation and Communication	404,400	-	-	404,400	511,800	549,557
Services	2,406,800	(98,100)	(3.9)	2,504,900	1,941,800	1,950,612
Supplies and Equipment	159,500	-	-	159,500	59,500	194,632
Transfer Payments - Operating	48,116,700	31,100,000	182.8	17,016,700	36,466,000	130,161,885
<b>Total</b>	<b>55,297,400</b>	<b>31,243,900</b>	<b>129.9</b>	<b>24,053,500</b>	<b>43,527,300</b>	<b>136,378,024</b>

**EXPLANATIONS FOR CHANGE FROM 2008-09 ESTIMATES:**

Non-discretionary Compensation Awards	\$ 243,900
Compensation Payments to Victims	31,100,000
Ministry Savings Target	(100,000)
<b>Total</b>	<b>31,243,900</b>

**STANDARD ACCOUNTS**


VOTE/ITEM: **306-3**  
VOTE: **VICTIM SERVICES**  
ITEM: **CRIMINAL INJURIES COMPENSATION BOARD**  
TYPE: **OPERATING EXPENSE**

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### **ITEM DESCRIPTION**

The Criminal Injuries Compensation Board (CICB) is a quasi-judicial administrative tribunal established under *the Compensation for Victims of Crime Act*. The CICB awards compensation to victims of crimes of violence, where the crime occurred in Ontario. In addition to the Chair, there is one full-time Vice-Chair, two part-time Vice-Chairs and 29 part-time board members. Board members come from a variety of backgrounds and have experience in the areas of law, police services, victims' issues, counselling and adjudication. It is the Board member's responsibility to adjudicate claims on a case-by-case basis to award compensation. The CICB works with police services and the courts to obtain information in relation to the criminal incidents reported by victims.

The CICB determines whether an individual victim of a crime of violence is eligible for compensation at an oral or written hearing. The amount of an award is assessed based on the information supplied by victims, in accordance with the nature and extent of the injuries sustained. Compensation may be awarded for pain and suffering, treatment expenses incurred as a result of an injury or death, income loss, loss of support and other reasonable expenses related to the crime of violence.

The CICB's offices are in Toronto, but hearings are held on a regular basis at 19 locations throughout the province.

### **FUNCTIONS**

- reviews eligibility and accepts applications from persons injured in Ontario due to a crime of violence;
- collects documentation to support the claim and provides guidance and assistance to applicants and victims in preparing claims;
- adjudicates claims and prepares decisions;
- processes the authorized awards for payment and mails out with decision;
- assesses claims for interim compensation prior to a CICB hearing and for additional compensation due to a change in circumstances after an award has been granted.

**APPENDIX I:****ANNUAL REPORT 2008-2009**

The Ministry of the Attorney General is responsible for providing a fair and accessible justice system that reflects the needs of diverse communities across the province. The ministry employs approximately 8,300 staff who:

- Work in criminal, civil, family and small claims courts;
- Prosecute crime;
- Provide services to victims and vulnerable Ontarians;
- Provide legal services to government.

The ministry is guided by four key strategies that support the government priority of Justice and the result of "Keeping Families Feeling Safe and Secure." They are:

- Improve the Effectiveness of the Criminal Justice System;
- Better Protect Ontario's Children;
- Protect the Interests of the Most Vulnerable;
- Deliver a Modern and Efficient Court System.

**Improve the Effectiveness of the Criminal Justice System**

On June 3, 2008, the Attorney General launched Justice on Target, the province's first results-driven strategy to reduce delay in Ontario's criminal courts.

Since 1992, the length of time to complete a criminal charge has almost doubled from an average of 115 days to 205 days by 2007. The average number of court appearances per charge has more than doubled within the same period of time, rising from 4.3 to 9.2.

Under the new Justice on Target strategy, Ontario is setting targets to reduce court delays and appearances by 30 per cent by Spring 2012. This is the first time the province has set targets to reduce the provincial average of days and court appearances needed to complete a criminal case.

The province is also making available criminal court statistics to the public for the first time. The public will be able to follow the progress of the strategy and see the impact on courthouses in their local communities.

The first two initiatives to be implemented as part of the Justice on Target strategy were expansions of the Dedicated Prosecution and On-site Legal Aid programs that had been proven successful in reducing court appearances and delays. The ministry is in the process of implementing Dedicated Prosecution in all 17 medium and high-volume court locations in the province.

On July 23, 2008, Ontario moved forward with its Justice on Target strategy by appointing an Expert Advisory Panel, including some of the best minds in the field of criminal justice, to provide advice on how to move cases through the justice system faster. Members of this panel are providing advice separately and as a group, to help strategy leaders and their teams meet their targets.

In October 2008, the Ontario Courts of Justice in Newmarket, North York and London were designated as Justice on Target “Action Sites”, as part of the first phase of the Justice on Target strategy.

Since then, multi-disciplinary teams consisting of ministry officials, judges, Crowns, defence counsel, police and other local courthouse participants have been working on identifying, sharing, testing and implementing new approaches that will make the criminal justice system faster and more effective.

This Justice on Target Implementation Team is:

- working with the implementation teams in local courthouses;
- engaging the judiciary, the criminal defence bar, Crown prosecutors, police and other justice participant organizations;
- developing and implementing new initiatives to help meet the target; and
- reporting to a Results Table chaired by the Attorney General.

Ontario’s Justice on Target strategy will accelerate the pace of justice and hold offenders accountable by:

- focusing more justice system resources on the most serious and violent cases, particularly those involving repeat, violent offenders;
- minimizing the risk of charges being stayed due to delay; and
- reducing the time spent by police officers in court and increasing their time on the streets, keeping our communities safe.

Legal Aid Ontario has continued to work closely with the Ministry of the Attorney General in the Justice on Target strategy to reduce delays in court by 30 per cent.

In 2008-09, the ministry worked with Legal Aid Ontario to develop a new simplified online application process for quick, one-stop legal aid applications. The ministry also worked with Legal Aid Ontario to place legal aid application offices in an additional 17 courthouses, bringing the total to 26, and serving almost 80 per cent of criminal legal aid clients province-wide. The ministry will continue to work on the development of a new, simplified online application process for quick, one-stop legal aid applications.

The ministry continued to work with its partners across Canada to improve the effectiveness of the criminal justice system. In September 2008, at a meeting of federal/provincial/territorial justice ministers in Québec City, Attorneys General from across the country committed to share information and best practices based on their

own experiences in administering criminal justice. This will help the provinces achieve their mutual goals and may include:

- ways to avoid unnecessary court appearances;
- effective use of technology in the courts;
- incentives to foster early decision-making;
- evidence disclosure methods; and
- system design improvements, such as improving the flow of prosecutions through the crown's office and courts.

In November 2008, the government received the Report of the Review of Large and Complex Criminal Cases Procedures written by the Hon. Patrick LeSage and Professor Michael Code. In response, Ontario introduced reforms to the criminal justice system that will move major criminal cases through the justice system faster and more effectively by:

- introducing Major Case Crowns into police stations, to focus on the pre-charge advisory stage of large and complex cases, starting in five municipalities - Toronto, Peel Region, Ottawa, Windsor and Niagara;
- working with the federal Minister of Justice on criminal law changes aimed at improving large and complex criminal case procedures;
- establishing mandatory peer review of all large and complex criminal prosecutions by the Ministry's Major Case Advisory Committee in the early stages of large and complex prosecutions.

Also in November, the government created the Exit Point Taskforce to step up the fight against repeat violent crime, by focusing on the main "exit points" of the justice system – bail, sentencing and post-sentence.

The Exit Point Taskforce is made up of specialized senior Crown prosecutors from each region of the province, as well as centrally located Crowns, with expertise in bail, sentencing, post-sentencing and Dangerous Offender and Long-Term Offender applications.

The Taskforce Crowns advises on a number of issues including:

- bail hearings and reviews;
- sentencing submissions;
- long-term and dangerous offender applications; and
- post-sentence recognizance orders.

This Taskforce continues to work with the federal government, along with the other provinces and territories, to strengthen the provisions of the Criminal Code relating to high risk offenders, as well as the national sex offender registry.

In May 2008, in a joint letter to the federal government, the Attorney General and the Minister of Community Safety and Correctional Services repeated Ontario's call for a national handgun ban, and outlined three ways to target the flow of guns coming into Canada from the United States, without slowing cross-border trade:

- require marking of imported firearms;
- bring firearm parts regulations into sync with Canada's border rules; and
- add federal prosecutors to Ontario's Guns and Gangs Task Force.

Stopping illegal gun trafficking and a national ban on handguns are part of the government's four-point plan to protect Ontario communities from gun violence.

In 2008-2009 the Attorney General appointed 12 judges to the Ontario Court of Justice and six Justices of the Peace.

On July 25, 2008, Ontario released the Legal Aid Review report written by Professor Michael Trebilcock. The province will use this report to assist in ongoing efforts to improve Ontario's justice system and create greater access to justice for all Ontarians.

The Ministry of the Attorney General - Legal Aid Ontario Protocol for Management of Court-Ordered Publicly Funded Counsel has continued to help ensure public funds are spent effectively through greater financial oversight and assessment. Implementation of Protocol principles in court orders and general awareness of the Protocol and Legal Aid Ontario's policies and procedures applicable to these cases is growing among lawyers, Crowns and judges.

The government's 2007 budget increased LAO's funding by \$51 million over three years. This includes \$17 million in 2008-09. This represents an increase in LAO's annual funding from the provincial government by 19 per cent from \$199.3 million in 2002-03 to \$237.2 million by 2009-10.

In 2008-09, the province supported a variety of programs that help Aboriginal people take responsibility for the administration of justice in their communities. These Aboriginal community justice programs help reduce criminal offending and victimization in Aboriginal communities and provide opportunities for offenders to understand and make amends for the consequences of their behaviour in ways that are appropriate and meaningful. Ontario currently funds 11 Aboriginal community justice programs in 23 communities across the province.

In August 2008 and January 2009, the Attorney General visited a number of communities to learn more about community issues and make announcements regarding Aboriginal Community Justice Programs, including Thunder Bay, Kenora, Sagamok, Manitoulin Island, Ottawa, Simcoe County and Kitchener/Waterloo.

In 2008, Ontario began two pilot efforts, one in Kenora and one on Manitoulin Island, where the Crown works closely with First Nations Policing Services to review potential charges before they are laid. The goal is to reduce the number of charges going forward, where there is not a reasonable prospect of conviction, and to seek resolution at the pre-charge stage through community-based justice alternatives.

Additionally, in 2008, Ontario developed a bail-consultation process for remote communities in the northwest region of Nishnawbe-Aski Territory. Crowns consult with First Nations Police Officers operating in remote communities before accused are removed to be sent to an urban centre for bail hearings. These consultations prevent costly and unnecessary removals, where alternative and appropriate plans for release can be developed in the absence of a bail hearing. Initial results have demonstrated that collaboration between crown and police at this juncture enhances the likelihood of informed release decisions pending trial.

In August 2008, Ontario launched a new grant program to fund community-based projects to help First Nations, Inuit and Métis victims of crime. The \$2-million Aboriginal Victims Support Grant Program will offer one-time funding for up to two years for community projects to support Aboriginal victims.

### **Better Protect Ontario's Children**

On November 24, 2008, the government introduced family law reform legislation that would, if passed, improve access to justice, better protect and support Ontario children and families in times of family breakdown and distress, and make the family law system faster and more affordable.

The proposed legislation would:

- strengthen abuse prevention for women and children by prosecuting breaches of restraining orders as criminal offences;
- protect children by ensuring information about a violent history is before the court when making decisions to transfer custody to a non-parent;
- eliminate costly battles over the division of pensions by clarifying the law; and
- reduce family court battles and help children receive the financial support they are entitled to through automatic annual financial disclosure.

This legislation would strengthen the system in place for custody and access applications, and make it safer for children by requiring better information for judges to consider when considering the best interests of the child in custody decisions.

The ministry continues to work with justice partners across Canada to combat crimes by those who prey on children, and to support a coordinated and province-wide approach to combat Internet crimes against children, such as child exploitation and Internet luring.

In April 2008, the Supervised Access Program had its funding doubled with \$4 million extra to facilitate child custody exchanges and visits when there is a safety concern.

Effective August 1, 2008, the Attorney General announced the appointment of Debra L. Stephens as Ontario's new Children's Lawyer.

In December 2008, the Ontario Child Victim/Witness Program opened a new office in Peterborough to help children who are victims of, or witnesses to, crime. Boost Child Abuse Prevention and Intervention is receiving \$165,000 annually to deliver the program and serve victims in Peterborough and Barrie.

### **Protect the Interests of the Most Vulnerable**

In 2008-09, the ministry continued to expand and support services to protect the interests of the most vulnerable Ontarians.

Family law reform legislation introduced on November 24, 2008, would, if passed, strengthen abuse prevention for women and children and make the family law system faster and more affordable.

The proposed legislation would expand eligibility for restraining orders to those who lived together for less than three years. Also, enforcement of breaches of restraining orders would be strengthened. Under the new legislation, breaches would be prosecuted under the Criminal Code.

Judges would consider a clear evidentiary test before a restraining order would be granted and they would be provided with clear authority to order specific terms in the restraining order.

On April 17, 2008, the ministry announced \$8.2 million in new provincial funding so victims of domestic violence in Ontario will now get help faster and be better protected from further harm.

As part of this funding, a new \$1.7 million Early Victim Contact initiative will mean same-day help for victims as part of Ontario's specialized court program for domestic violence cases. 23 new staff have been hired across the province as part of the Victim/Witness Assistance Program. This program provides specially trained victim services workers, Crown prosecutors, police and others to work with victims, community agencies and the courts to break the cycle of violence.

The Partner Assault Response Program received \$2 million more to support victims by holding offenders accountable through court-ordered counselling and education for offenders.

The Bail Safety Program is receiving \$500,000 in permanent funding to enable integrated teams of justice professionals to improve victim safety in domestic violence bail hearings.

In August 2008, the government provided \$1.5 million to help the 42 Domestic Violence Community Coordinating Committees across Ontario. In addition to annual funding of \$800,000, this year they will also receive one-time funding of \$700,000 for special projects to support coordination activities in the community, and for public education campaigns that help raise awareness of the signs of woman abuse.

On April 15, 2008, the government announced funding to extend the Victim Quick Response Program for another year, bringing total funding for the year to \$5.8 million. Under this program, victims of violent crime can receive emergency expenses, funeral expenses and professional trauma counselling in the immediate aftermath of violent crime. Approximately 2,613 people have been assisted in this way since the program began in Fall 2007.

In addition, the government boosted the annual base funding for the Victim Crisis Assistance and Referral Services program by 20 per cent in 2008-09 to \$9.4 million, a \$1.8 million increase.

On November 27, 2008, the Attorney General presented 13 Victim Services Awards of Distinction at Queen's Park. The awards recognize both victims of crime whose courage and dedication raise the profile of victims' issues in Ontario, and volunteers and professionals who provide outstanding service to victims.

On June 8, 2008, Ontario launched a new, stronger human rights system to protect human rights, prevent discrimination and provide faster access to human rights adjudicators and legal support. The new system, made up of the Human Rights Tribunal of Ontario, the Ontario Human Rights Commission and the new Human Rights Legal Support Centre, reinforces Ontario's leadership in human rights. In 2008-09, the system received \$14.1 million in new one-time funding for the transition, in addition to the annual funding allocated to it for 2008-09.

In the largest single commitment to victim support ever made by an Ontario government, the province made \$100 million in one-time funding available to the Criminal Injuries Compensation Board. This funding, awarded in April 2008, will be paid out over the next two to three years and will ensure that 8,000 victims of violent crime and their families receive compensation through the board.

In 2008-09, the backlog caseload at the CICB was reduced from 8,000 cases on April 1, 2008 to approximately 2,700 cases by March 31, 2009. It is expected to be eliminated by December 31, 2009.

In August 2008, the government released a report on victim compensation by the Honourable R. Roy McMurtry. The province had asked Mr. McMurtry to make

recommendations on victim services following the Ombudsman's Report on the Criminal Injuries Compensation Board (CICB). The ministry is reviewing those recommendations. Mr. McMurtry's advice will help the province to accelerate integrating and making victim services more transparent.

On August 21, 2008, Maureen Armstrong was appointed as the new Chair of Ontario's Criminal Injuries Compensation Board.

### **Deliver a Modern and Efficient Court System**

In 2008 the Ministry of the Attorney General announced reforms to the criminal, civil and family law systems that will help ensure a modern and efficient court system for all Ontarians.

In June, the government launched the Justice on Target strategy to reduce delay in Ontario's criminal courts.

In November, the government introduced family law reforms to better support families in times of family breakdown and distress, and make the family justice system faster and more affordable. The proposed family law legislation covers restraining orders, child support, improving evidence in custody hearings, pension reform and the fairer division of assets.

In addition, as a result of the Attorney General's discussions with lawyers, judges and others working in the family law system, the ministry is focusing on practical ways to improve the family justice process to make it faster, more efficient and simpler for the public to use.

In December 2008, Ontario announced new civil justice reforms that will make it less expensive to access justice and easier to use the courts to quickly resolve disputes.

The province is increasing the monetary limit of the Small Claims Court from \$10,000 to \$25,000 effective January 1, 2010. This will provide a faster and more affordable option to Ontarians and businesses that are unable to resolve their own disputes. Additional civil justice reforms arising from 25 significant changes to the rules of Ontario's civil courts will simplify, speed up, and lower the costs of resolving disputes.

In November 2008, a regulation under the Legislation Act, 2006, came into effect, making copies of statutes and regulations published on e-Laws, official copies of the law. Ontario is one of the first jurisdictions in Canada to recognize its legislation website as an official source of law.

The ministry is also committed to supporting the Justice priority by "Serving the Public Interest".

### **Serving the Public Interest**

The Ministry of the Attorney General continued to work to provide expert legal services to government in civil and constitutional litigation and legal advice to client ministries. In August 2008, the Attorney General launched Justice Ontario, a new one-stop, easy-to-use website and telephone hotline that gives all Ontarians an entry point for accessing legal resources and basic information on the most common justice-related topics in 173 languages.

In September 2008, the ministry received the Ombudsman's report on the Special Investigations Unit (SIU). In his report, Ombudsman André Marin examined the operational effectiveness of the SIU and provided 46 recommendations directed toward the SIU, the Ministry of the Attorney General, and the Government of Ontario.

In response to the issues raised in the report, the Ministry of the Attorney General has committed to a number of recommendations including providing an additional \$700,000 to fund eight new SIU staff, including civilian investigators and community outreach staff, and providing one-time funding for a Mobile Investigative Centre that will allow SIU investigators to establish an independent presence at the scene of major incidents, and conduct instant, thorough, secure and video-taped interviews with witnesses.

On October 16, 2008, Ian D. Scott was appointed as the Special Investigations Unit (SIU) Director.

On October 1, 2008, Ontario released the report of the Honourable Justice Stephen Goudge's Inquiry into Pediatric Forensic Pathology in Ontario. In response to his report and recommendations, the government introduced new legislation in October 2008, to overhaul its forensic pathology system and pursue measures to redress past injustices. The Coroner's Amendment Act (Bill 115) has passed second reading and has been referred to the Standing Committee on Justice Policy.

The proposed legislation would, if passed, establish a framework to strengthen the death investigation system, provide for greater oversight and accountability and improve coroner and pathology services in Ontario. Guided by Justice Goudge's recommendations, the legislation would build on the progress Ontario has made in the past five years to improve the province's coroners system.

In December 2008, Ontario responded further to the Goudge Report by establishing a review team for "shaken baby" death cases and a committee to consider issues of compensation related to Dr. Charles Smith's work. Legal experts will provide advice on the viability of a potential compensation process arising from the work of Dr. Charles Smith, and medical and legal experts will review criminal convictions involving "shaken baby" death cases.

The Independent Police Review Office, created under the *Independent Police Review Act, 2007*, will be up and running in 2009. The new independent civilian body will handle public complaints about police in Ontario. The Office is based on

recommendations made by the Honourable Patrick J. LeSage following his extensive study of Ontario's police complaints system.

In June 2008, Gerry McNeilly was appointed Independent Police Review Director. He is currently working on the implementation of the new police complaints system that has the confidence and respect of the public and the police. In March 2009, Mr. McNeilly conducted focused consultations with community groups and police organizations throughout the province on the proposed policies, procedures and rules underlying the new complaints process.

**Table 1: Ministry Expenditures 2008/09**

	Ministry Actual Expenditures (\$) 2008/09
Operating	1,404,052,900
Capital	211,869,200
Staff Strength (as of March 31, 2008)*	8,141.91

*Interim Outlook 2008/09, The Ministry of the Attorney General (Excludes Consolidations) (Restated)*

\* Human Resources - MAG



